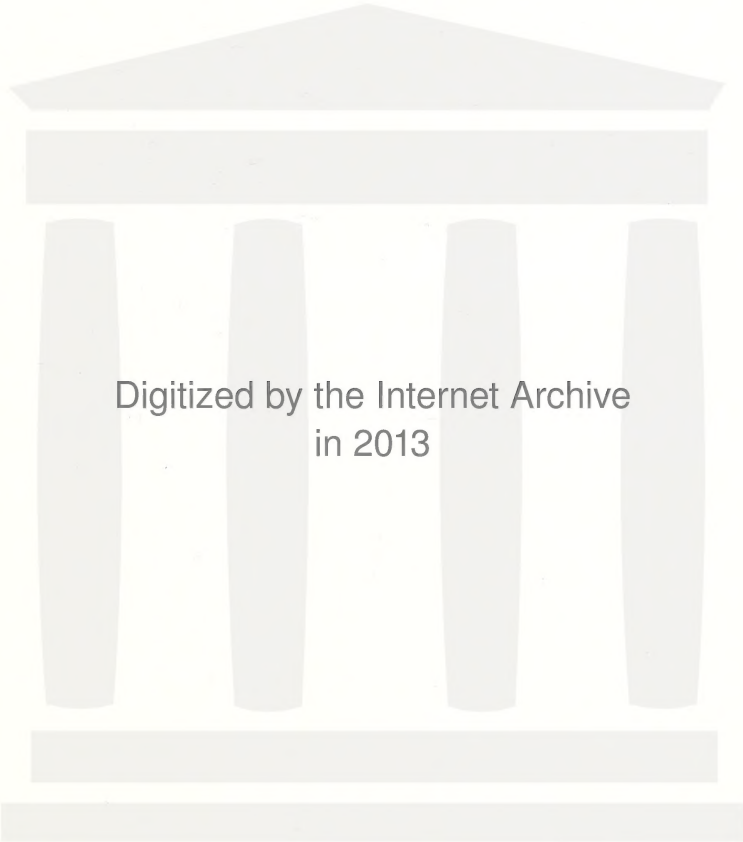


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JOURNAL
OF THE
SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

1987 SESSION
SECOND SESSION

1988

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	R. P. THOMAS	Hendersonville
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32	MARY P. SEYMOUR	Greensboro
33	JAMES F. RICHARDSON	Charlotte
34	JAMES D. McDUFFIE	Charlotte
35	LAURENCE A. COBB	Charlotte

(See Appendix for Senatorial Districts)

SENATE JOURNAL

SECOND SESSION 1988

ONE HUNDRED THIRTY-SIXTH DAY

SENATE CHAMBER,
Thursday, June 2, 1988.

The Senate meets pursuant to adjournment as provided in Resolution 37 and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

The Chair announces Dr. Vernon C. Tyson, Pastor of Edenton Street Methodist Church is serving as Senate Chaplain for the remainder of this Session. (See Appendix)

Prayer is offered by Dr. Tyson, as follows:

"God of our fathers and mothers, to them a tall tower and a wise well of resources; be to us what our parents said You were to them; for we, too, have need for a wisdom and a strength greater than our own.

"Be with the members of this Senate as they gather to begin a new term. Give to all clear minds, keen judgments and a purity of heart that will enable each to be a person of genuine good will.

"And during this Assembly, most Gracious God, grant to those bowed before Thee such skillful diligence that, when these days are done, they may return to those who sent them as honored servants who need not to be ashamed. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, August 14, 1987, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Rauch for for today.

The Chair extends courtesies of the gallery to the Honorable Henry E. Frye, Associate Justice of the North Carolina Supreme Court and former Senator from Guilford County.

Upon motion of Senators Conder and Plyler, the Chair extends courtesies of the gallery to Sarah Jordan, wife of the Lieutenant Governor.

REMARKS BY LIEUTENANT GOVERNOR ROBERT B. JORDAN III

Without objection, the Chair requests and is granted permission to address the Senate.

Senator Hardison offers a motion that the remarks of the Lieutenant Governor be spread upon the Journal, which motion prevails. The remarks of the Lieutenant Governor are as follows:

June 2, 1988

"Members of the Senate, distinguished guests, colleagues and friends—

"Let me begin with a personal note, for this is the last time I will have the privilege of addressing you at the opening of a session from this podium.

"I have had the honor of serving among you for twelve years—eight as a member of the North Carolina Senate and these four years as Lieutenant Governor.

"I count myself as most fortunate to have had this opportunity. It has been a privilege and a joy to be your colleague.

"I ask you today to join me in paying special tribute to colleagues who have served this State long and well.

"They have chosen not to seek re-election to the Senate this year. They are men of great strength and character. They have left their mark on each of us, on this Senate, and on their State.

"Please join me in saying thank you to Senator "Monk" Harrington, Senator Harold Hardison, Senator "Tony" Rand, and Senator "Bob" Somers. (The Senate responds with a prolonged standing ovation.)

"On opening day last year, I said this General Assembly faced a choice: to be satisfied with the *status quo*, or to rise to the challenge of change—and take bold action to shape a better future for North Carolina.

"To its great credit, this General Assembly rejected the siren song of the *status quo*.

"And North Carolina is better today for it.

"You passed a ban on phosphate detergents and already our rivers are cleaner.

"You passed tax incentives to bring jobs to rural counties and already that impact is being felt.

"You passed a plan to build new schools without borrowing money and schools are being built today.

"You passed a Teacher Fellows Program and it is bringing bright young people into teaching careers.

"This Legislature showed what strong and active leadership can do.

"For the past three years, this Legislature has maintained a commitment to progress—

"We stood with the school children by passing a strong Basic Education Plan and refusing to go along with those who would have retreated on that commitment.

"We stood for new economic opportunities by establishing a Commission on Jobs and Economic Growth to explore bold new ways of building an economic future that all North Carolinians can share in.

"This is a proud record. It is a testament to your courage and vision and a touchstone for those who will follow you.

"Let us maintain that commitment during this Session.

"Although our time and our agenda are limited, our belief in North Carolina's future has no limits.

"The challenge is just as great and the need for action is just as urgent.

"Let us again seize the opportunities to move North Carolina forward.

"In this Session, let us pay special attention to the critical needs of the youngest and the oldest North Carolinians.

"I urge you to extend a helping hand to working parents and their children, by providing before- and after-school care in the school building to North Carolina's 150,000 'latchkey' children.

"I urge you to extend a helping hand to the young people of our State who are faced with the pressure to use drugs and alcohol, and I guess that's all of them, by moving towards establishing in our schools state-wide the extremely successful DARE (Drug Abuse Resistance Education program), that will increase their self-esteem and help them say no to drugs and alcohol.

"I urge you to extend a helping hand to older adults, by expanding services that will enable them to live independently and with dignity, home-health care, nutrition programs and transportation services.

"We have made progress, but there is more to be done.

"We can look back with justifiable pride, but it can be only a fleeting look because our eyes, energies, and our talents must be fixed firmly and resolutely on the future.

"To that end, we have to pledge to ourselves and to all North Carolina that we'll work tirelessly and vigorously to provide action and vision that gives our citizens the only thing they want and ask for from State government and that is the opportunity to compete fairly, to work hard, to have security and respect for our older citizens, and to have hope and opportunity for our young.

"As we begin this Session, let that be our resolve."

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 279, a bill to make it unlawful to allow a minor to perform activities on business premises while nude, partially nude or attired in transparent clothing, as amended, upon third reading.

Senator Guy offers a motion that the bill, as amended, be re-referred to the **Judiciary I Committee**, which motion prevails (electronically recorded).

S.B. 661 (House Committee Substitute), a bill to permit the garnishment of wages for certain debts owed to public hospitals, for concurrence in the House Committee Substitute bill, upon third reading.

On motion of Senator Goldston, the Senate concurs in the House Committee Substitute bill by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The House Committee Substitute bill is ordered enrolled.

APPOINTMENTS BY THE GOVERNOR

The Chair directs the Reading Clerk to read the following letters from the Governor:

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001
May 16, 1988

The Honorable Robert B. Jordan, III
President of the Senate
State Legislative Office Building
Raleigh, North Carolina 27611

Re: Office of State Controller

Dear Lieutenant Governor Jordan:

Pursuant to North Carolina General Statute 143B-426.37, I hereby appoint Fred W. Talton of Wake County as State Controller for a term ending June 30, 1994, subject to confirmation by the General Assembly. Furthermore, I hereby submit his name to the General Assembly for said confirmation.

Sincerely,
S/JAMES G. MARTIN
Governor

Referred to State Government Committee.

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001
April 26, 1988

The Honorable Robert B. Jordan, III
President of the Senate
State Legislative Building
Raleigh, North Carolina 27611

Dear Lieutenant Governor Jordan:

Pursuant to North Carolina General Statute 135-6, I am appointing the persons listed below to the Board of Trustees of the Teachers' and State Employees' Retirement System. Their term of office will expire April 1, 1992. I hereby submit their names to the North Carolina State Senate for confirmation.

1. W. Eugene McCombs - Rowan County
Public Member
2. James M. Cooper - Cumberland County
Public Member
3. James R. Hawkins - Durham County
Public Member

Sincerely,
S/JAMES G. MARTIN
Governor

Referred to Pensions and Retirement Committee.

EXECUTIVE ORDERS

Executive Orders No. 54 through 73 received following adjournment August 14, 1987, are presented to the Senate (See Appendix). The Chair refers the Executive Orders to the State Government Committee as follows:

Executive Order Number 54, Coordinated Planning For Employment and Training Programs

Executive Order Number 55, Martin Luther King, Jr. Holiday Commission

Executive Order Number 56, Governor's Advisory Board on Athletes Against Crime

Executive Order Number 57, Governor's Blue Ribbon Commission on Coastal Initiatives

Executive Order Number 58, Extend Grace Period for Obtaining 1988 Commercial Fishing Licenses

Executive Order Number 59, "Juvenile Justice Planning Committee"—Amendment to Executive Order Number 15.

Executive Order Number 60, Governor's Task Force on the North Carolina Driver License System

Executive Order Number 61, "Governor's Advisory Commission on Military Affairs"—Amendment to Executive Order 49

Executive Order Number 62, "Governor's Task Force on Development of Private Seed Venture Capital Sources"—Amendment to Executive Order Number 41

Executive Order Number 63, State Asbestos Study Commission

Executive Order Number 64, Extension of Governor's Council on Alcohol and Drug Abuse Among Children and Youth

Executive Order Number 65, North Carolina State Defense Militia

Executive Order Number 66, State Employees Combined Campaign

Executive Order Number 67, Governor's Task Force on the Shortage of Nurses in North Carolina

Executive Order Number 68, North Carolina Commission on the Superconducting Super Collider

Executive Order Number 69, Governor's Task Force on Aquaculture in North Carolina

Executive Order Number 70, Women's Economic Development Advisory Council

Executive Order Number 71, Governor's Task Force on Rail Passenger Service

Executive Order Number 72, "Governor's Inter-Agency Advisory Team on Alcohol and Other Drug Abuse"—Amendment to Executive Order Number 53

Executive Order Number 73, Emergency Management Program

MESSAGE FROM THE GOVERNOR

The Chair announces a message from the Governor to the General Assembly, is received, distributed to the Senate and orders the message recorded in the Journal. (See Appendix)

The President recognizes the following pages serving in the Senate this week: John Britt, Garner; William Davis Clark, Reidsville; Amanda Smith Fisher, Wake Forest; Lori Carol Fuquay, Yanceyville; Richard C. Fuquay, Jr., Blanch; Wanda Michelle Fuquay, Yanceyville; Mark Anthony Hodges, Ruffin; June Hooper, Mebane; Lee Jordan, Semora; James B. Millner III, Providence; Alexander P. Sands IV, Reidsville; Debra Tate, Yanceyville; and Michael Worsley, Garner.

On motion of Senator Harrington, seconded by Senator Hardison, the Senate adjourns at 12:40 P.M. to meet tomorrow at 10:00 A.M.

ONE HUNDRED THIRTY-SEVENTH DAY

SENATE CHAMBER,
Friday, June 3, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O God of all wisdom, Whose voice is sometimes heard in the persuasive speech of those who soar like eagles, who have mastered well the craft of winning friends and influencing people.

"At other times, O Lord, Your voice comes in the cry of a falling sparrow--in the groanings of the powerless poor whose sun seems to have gone down while it is yet day.

"Feed our minds with the fresh meat of truth, most gracious God, so that each member of this Senate may both hear and heed Your voice. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Bryan, Johnson of Wake, and Rauch for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

S.B. 661 (House Committee Substitute), an act to permit the garnishment of wages for certain debts owed to public hospitals. (Ch. 880)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Barker:

S.B. 1558, a bill to modify the form of election of the Pamlico County Board of Commissioners and the Pamlico County Board of Education so as to implement a federal court judgment.

Referred to Election Laws Committee.

By Senators Richardson, Harrington, Hunt of Moore, Marvin, Rand, Seymour, Speed, and Tally:

S.B. 1559, a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds.

Referred to **Veterans Affairs and Senior Citizens Committee**.

By Senators Plyler and Conder:

S.B. 1560, a bill to provide for a special election in the City of Albemarle to elect two council members from districts, so as to carry out a federal court judgement.

On motion of Senator Plyler, the bill remains before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

By Senators Kaplan, Block, Daniel, Plyler, and Warren:

S.B. 1561, a bill to appropriate funds for advertising and promotion of filmmaking in North Carolina by the film office in the Department of Commerce.

Referred to **Appropriations Committee**.

By Senators Royall and Basnight:

S.B. 1562, a bill to adjust compensation in the executive branch, as recommended by the Commission to Study the Salary and Compensation of Executive Branch Officers and Members of the General Assembly.

Referred to **Appropriations Committee**.

By Senator Royall:

S.B. 1563, a bill to adjust compensation in the legislative branch, as recommended by the Commission to Study the Salary and Compensation of Executive Branch Officers and Members of the General Assembly.

Referred to **Appropriations Committee**.

By Senators Royall and Staton:

S.B. 1564, a bill to appropriate funds for the 1989 State Games of North Carolina.

Referred to **Appropriations Committee**.

By Senator Harris:

S.B. 1565, a bill to allow Cleveland County to name and assign street numbers to private roads in unincorporated areas.

Referred to **Local Government and Regional Affairs I Committee**.

On motion of Senator Harrington, seconded by Senator Somers, the Senate adjourns at 10:30 A.M. to meet Monday, June 6, at 8:00 P.M.

ONE HUNDRED THIRTY-EIGHTH DAY

SENATE CHAMBER,
Monday, June 6, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

June 6, 1988

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O God of the long years and the passing day, our critics may judge us by the fleeting fashion of a moment; but in our hearts, help us to hold to another standard.

"When we come at last to leave this hallowed hall and cast one longing, lingering look behind; when our head has been laid upon the lap of earth and our soul bosomed upon our Father God;

"May it be said of us by friend and foe, that we stood steady beside the Highest and the Best. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 3, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Taft:

S.B. 1566, a bill changing the appointment of commissioners to the Pitt County Industrial Development Commission and enlargement of the County's powers to encourage location of industrial prospects.

Referred to **Local Government and Regional Affairs I Committee**.

By Senators Winner and Sands:

S.B. 1567, a bill to make conforming amendments to certain local acts to reflect Chapter 509, Session Laws of 1987, as recommended by the Legislative Research Commission.

Referred to **Judiciary IV Committee**.

By Senators Hipps and Thomas:

S.B. 1568, a bill to allow Transylvania County to convey to Transylvania Vocational Services Foundation, Inc., certain real estate at private sale.

Referred to **Local Government and Regional Affairs II Committee**.

By Senator Soles:

S.J.R. 1569, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to increase the amount of the assessment that can be levied for the promotion of the sale and use of tobacco.

Referred to **Rules and Operation of the Senate Committee**.

By Senator Richardson:

S.B. 1570, a bill to appropriate funds to underwrite the cost of tickets for North Carolina school children to visit the Rameses Exhibition in Charlotte.

Referred to **Appropriations Committee**.

By Senators Tally, Hunt of Moore, Rand, and Warren:

S.B. 1571, a bill to appropriate funds for a Southeastern North Carolina Radio Reading Service Station at Fayetteville State University to serve the blind and the visually impaired.

Referred to **Appropriations Committee**.

By Senator Tally:

S.B. 1572, a bill to appropriate funds for the construction of a new building for the Myrover-Reese Fellowship Home, Inc., in Cumberland County.

Referred to **Appropriations Committee**.

By Senators Hunt of Moore and Speed:

S.B. 1573, a bill to create the North Carolina Solid Waste Management Revolving Loan Program.

Referred to **Finance Committee**.

By Senators Speed, Harrington, and Warren:

S.B. 1574, a bill to appropriate funds to the North Carolina Senior Citizens' Federation for its public service projects.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1575, a bill to appropriate funds to the Town of Louisburg for construction of a Senior Citizens Center in Louisburg.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1576, a bill to allow the Town of Rolesville to impose impact fees.

Referred to **Finance Committee**.

By Senator Kincaid:

S.B. 1577, a bill to create the Department of Health and Environment and reappropriate funds for its operation; to consolidate environmental programs; to make transfers to the Department of Health and Environment, Department of Human Resources and the Department of Commerce; and to make conforming statutory changes.

Referred to **Appropriations Committee**.

ADDITIONAL ENDORSEMENTS

The following Senator requests to be recorded endorsing a bill previously introduced:

By Senator Daniel:

S.B. 1564, a bill to appropriate funds for the 1989 State Games of North Carolina.

The President recognizes the following pages serving in the Senate this week: David Scott Anderson, Denver; Vance Averett, Greenville; Susan Barham, Asheboro; Benjamin Hill Brown, Henderson; Jacqueline Browne, Winston-Salem; Sharon Cairnes, Asheville; Richard Carter, Raleigh; Trisha Gray Clark, New Bern; Meredith Davis, Candor; Millicent Davis, Kinston; Brian Eisenberg, Winston-Salem; Kathryn Ann Gibson, Monroe; Stephanie Carole Hales, Clinton; Darren Harris, Durham; Elizabeth Dawn Holleman, Rocky Mount; Valerie Huisingh, Apex; Martha Margaret Johnston, Weldon; Allison Jonas, Lincolnton; Francis Lavelle, Asheville; Wendy Michelle Lowman, Drexel; Christopher Minnix, Cherryville; Kymra Michelle Motley, Charlotte; Christy Lynn Swindell, Greenville; Heather Walker, Asheboro; Janet Leslie Whitfield, Wendell; and Jennifer Lynn Whitfield, Wendell.

On motion of Senator Harrington, seconded by Senator Somers, the Senate adjourns at 8:20 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED THIRTY-NINTH DAY

SENATE CHAMBER,
Tuesday, June 7, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, for the responsibilities that challenge us, for the friends who encourage us, and for a loving faith that calls us to glorify God and serve our neighbor's need, we give Thee thanks and praise.

"As we turn now our attention to the duties of this day, we may, at times, forget Thee, O God of grace; but do not, in Thy mercy, forget us. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, Monday, June 6, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Richardson for the Veterans Affairs and Senior Citizens Committee:

S.B. 1559, a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds, with a favorable report.

On motion of Senator Richardson, the bill is re-referred to the Appropriations Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Guy moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senators Guy, Royall, Barker, Barnes, Basnight, Block, Bryan, Conder, Daniel, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner:

S.B. 1594, a bill to allow a three percent discount to merchants for collecting State sales and use taxes.

Referred to **Finance Committee**.

REPORT OF SELECT COMMITTEE

Senator Johnson of Wake submits an interim report from the Joint Select Committee on Low-Level Radioactive Waste. The Senate accepts the report. (It is noted the Report is placed on file in the Legislative Library.)

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

S.B. 1560, an act to provide for a special election in the City of Albemarle to elect two council members from districts, so as to carry out a federal court judgement. (Ch. 881)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Hunt of Moore, Seymour, and Daniel:

S.B. 1578, a bill to appropriate funds for the North Carolina Senior Games Program.

Referred to **Appropriations Committee**.

By Senators Royall, Seymour, and Daniel:

S.B. 1579, a bill to appropriate funds to further capitalize the Clean Water Revolving Loan and Grant Fund.

Referred to **Appropriations Committee**.

By Senators Royall, Barker, Basnight, Block, Bryan, Conder, Daniel, Guy, Hipps, Hunt of Moore, Martin of Pitt, Marvin, Parnell, Plyler, Rand, Rauch, Sands, Seymour, Soles, Speed, Staton, Taft, Tally, Thomas, Ward, Warren, and Winner:

S.B. 1580, a bill to authorize the creation of North Carolina Enterprise Corporations.

Referred to **Finance Committee**.

REFERRAL TO COMMITTEE

H.B. 1237 (Committee Substitute No. 3), a bill to regulate investment advisers.

The Chair recalls House Committee Substitute bill No. 3 ordered held in the Office of the Principal Clerk, pursuant to Rule 41(b) on August 14, 1987, and orders the Committee Substitute bill read the first time.

Referred to **Judiciary IV Committee**.

On motion of Senator Harrington, seconded by Senator Guy, the Senate adjourns at 1:50 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTIETH DAY

SENATE CHAMBER,
Wednesday, June 8, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, we would celebrate this day. It's not an official holiday set aside by an act of Congress; it isn't even the beginning of something; nor does it mark the end of anything we know.

"But Lord, it's Wednesday, and it is a most wondrous day. Early this morning it sprang fresh from Your hand and we have accepted it as Your good gift to us.

"Receive now our gratitude for the beauty of the earth spread out before us, for the mystery of faith buried bone-deep within us, for the challenge of life You have placed around us.

"We thank You, dear God, for this most wondrous Wednesday, and we say with our mothers and fathers of old: 'This is the day which the Lord has made; let us rejoice and be glad in it.' Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, Tuesday, June 7, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Ward and Kaplan:

S.B. 1581, a bill amending the Charter of the City of Winston-Salem relating to notice of special elections.

Referred to **Local Government and Regional Affairs II Committee**.

By Senators Hips and Thomas:

S.B. 1582, a bill to exempt the City of Waynesville from having to provide actual notice of zoning hearings concerning extension of zoning into an extraterritorial area.

Referred to **Local Government and Regional Affairs II Committee**.

By Senators Rand and Seymour:

S.B. 1583, a bill to extend the life of the Adoptions and Surrogate Parenthood Study Commission and to make an additional appropriation therefor.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1584, a bill to appropriate funds to allow agencies to sponsor annual employee appreciation events.

Referred to **Appropriations Committee**.

By Senators Rand and Hunt of Durham:

S.B. 1585, a bill to increase the death benefit under the Teachers' and State Employees' Retirement System.

Referred to **Pensions and Retirement Committee**.

By Senators Rand and Plyler:

S.B. 1586, a bill to appropriate funds to the Department of Human Resources, Division of Health Services for the United Cerebral Palsy of North Carolina.
Referred to **Appropriations Committee**.

By Senator Rand:

S.J.R. 1587, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to extend the Administrative Rules Review Commission review of existing rules of certain agencies.
Referred to **Rules and Operation of the Senate Committee**.

By Senator Rand:

S.J.R. 1588, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity.
On motion of Senator Rand, the joint resolution is placed before the Senate for immediate consideration. The joint resolution passes it second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

By Senator Martin of Pitt:

S.B. 1589, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority.
Referred to **Local Government and Regional Affairs I Committee**.

By Senators Winner and Swain:

S.B. 1590, a bill to appropriate funds for Asheville Chamber Music's Endowment Trust Fund.
Referred to **Appropriations Committee**.

By Senators Barker, Basnight, Block, Guy, and Soles:

S.B. 1591, a bill to direct the Environmental Management Commission to study wastewater disposal alternatives and to authorize the construction of a wastewater disposal alternative in the coastal area.
Referred to **Appropriations Committee**.

By Senators Barker, Basnight, Block, Guy, and Soles:

S.B. 1592, a bill to establish the Shellfish Relay System Reserve and to appropriate funds to the reserve for use if the red tide or another natural occurrence causes shellfish waters to be closed.
Referred to **Appropriations Committee**.

By Senators Barker and Rand:

S.B. 1593, a bill to appropriate funds for the Eastern North Carolina Tomorrow Program to encourage planned economic growth and development in the region.
Referred to **Appropriations Committee**.

By Senator Bryan:

S.B. 1595, a bill to appropriate construction funds to Iredell Developmental Day Centers, Inc., for its Adult Learning Center.
Referred to **Appropriations Committee**.

By Senators Guy, Barker, Basnight, and Harris:

S.B. 1596, a bill to provide that the Department of Natural Resources and Community Development, Marine Fisheries Division in cooperation with the Department of Human Resources, Shellfish Sanitation Branch may construct a pilot depuration plant.
Referred to **Appropriations Committee**.

By Senator Guy:

S.B. 1597, a bill to increase the fine for unauthorized parking in a handicapped parking space in the City of Jacksonville.
Referred to **Local Government and Regional Affairs I Committee**.

By Senator Martin of Pitt:

S.B. 1598, a bill redefining the city limits of the City of Wilson.
Referred to **Local Government and Regional Affairs I Committee**.

By Senators Smith and Somers:

S.B. 1599, a bill to restore the Mayor-Council form of government in the Town of Landis.
Referred to **Local Government and Regional Affairs II Committee**.

By Senators Smith and Somers:

S.B. 1600, a bill to clarify the manner of election of the new Rowan-Salisbury Board of Education.
Referred to **Education Committee**.

By Senators Rauch, Harris, Rand, and Hipps:

S.B. 1601, a bill to limit the income tax dependency exemption to relatives and foster children of the taxpayer and dependents of whom the taxpayer has legal custody.
Referred to **Finance Committee**.

By Senator Block:

S.B. 1602, a bill to incorporate the village of St. Helena in Pender County.
Referred to **Local Government and Regional Affairs I Committee**.

By Senator Allran:

S.B. 1603, a bill to conform Catawba County School Board appointments to the provisions of G.S. 115C-37.
Referred to **Education Committee**.

By Senator McDuffie:

S.B. 1604, a bill concerning the regulation, restraint, and prohibition of junked motor vehicles in Mecklenburg County.
Referred to **Local Government and Regional Affairs I Committee**.

By Senator McDuffie:

S.B. 1605, a bill exempting sailboards (wind surfboards) from a local modification for Mecklenburg County of G.S. 75A-6.
Referred to **Local Government and Regional Affairs I Committee**.

By Senator McDuffie:

S.B. 1606, a bill to amend Chapter 506, 1987 Session Laws, regarding the Charlotte Firefighters' Retirement System.

Referred to Pensions and Retirement Committee.

By Senator Bryan:

S.B. 1607, a bill to appropriate funds for the construction of a new facility for Alexander Handycrafts, an Adult Developmental Activity Program for developmentally disabled adults in Alexander County.

Referred to Appropriations Committee.

By Senator Guy:

S.B. 1608, a bill to amend the law regarding appointments to the Board of Commissioners of the Onslow Memorial Hospital Authority.

Referred to Local Government and Regional Affairs I Committee.

RE-REFERRAL

S.B. 1558, a bill to modify the form of election of the Pamlico County Board of Commissioners and the Pamlico County Board of Education so as to implement a federal court judgment.

On motion of Senator Kaplan, without objection, the rules are suspended and the bill is taken from the Election Laws Committee and re-referred to the Local Government and Regional Affairs II Committee.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee.

S.B. 1580, a bill to authorize the creation of North Carolina Enterprise Corporations, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Committee Substitute bill is adopted, constituting the first reading of the bill.

On motion of Senator Rauch the Committee Substitute bill is placed on the Calendar for Thursday, June 9, upon second reading.

On motion of Senator Harrington, seconded by Senator Parnell, the Senate adjourns at 2:00 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTY-FIRST DAY

SENATE CHAMBER,
Thursday, June 9, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"God of Living Faith, our eyes have never seen Thee, nor have our hands touched Thee.

"Yet, we are bold to believe Your eyes see us, and, like the potters of Jugtown, Divine Hands have left fingerprints upon these lives of ours.

"The Scriptures say Moses endured as seeing Him Who is invisible.

"What we ask of Thee today, most gracious God, is for the gift of faith--faith like the bird who, sensing the light, sings while the dawn is yet dark. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, Wednesday, June 8, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Staton for today.

On motion of Senators Kaplan and Ward, the Chair extends courtesies of the gallery to Ned Smith, former Representative from Forsyth County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

S.B. 1594, a bill to allow a three percent discount to merchants for collecting State sales and use taxes, with a favorable report, as amended.

By Senator Swain for the Judiciary III Committee:

H.B. 826, a bill to clarify the definition of bodily injury for children in domestic violence under Chapter 50B, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Swain, the rules are suspended and the Senate Committee Substitute bill which changes the title to read **H.B. 826** (Senate Committee Substitute) a bill to amend Chapter 50B by clarifying the definition of bodily injury for children in domestic violence cases, by allowing the filing of a motion in certain existing actions for domestic violence relief, and by requiring notice of hearings for emergency relief, is placed before the Senate for immediate consideration.

On motion of Senator Swain, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 10, for further consideration upon second reading.

REMOVAL FROM COMMITTEE

S.J.R. 1569, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to increase the amount of the assessment that can be levied for the promotion of the sale and use of tobacco.

On motion of Senator Soles, the rules are suspended, without objection, and the joint resolution is taken from the **Rules and Operations of the Senate Committee** and is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Shaw, Allran, Bryan, Cobb, Johnson of Cabarrus, Kincaid, McDuffie, Simpson, Smith, and Somers:

S.B. 1609, a bill to restore the retailer's discount for timely payment of sales and use taxes.

Referred to **Finance Committee**.

By Senator Martin of Pitt:

S.B. 1610, a bill to exempt the Town of Bethel and the Town of Robersonville from certain zoning notice requirements.

Referred to **Local Government and Regional Affairs I Committee**.

By Senator Cobb:

S.J.R. 1611, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to require drug traffickers to serve time sentenced, to provide life imprisonment for drug traffickers engaged in a continuing criminal enterprise, and to make permanent provisions for convening a special investigative grand jury to investigate drug trafficking.

Referred to **Rules and Operation of the Senate Committee**.

By Senator Guy:

S.B. 1612, a bill to update the reference to the Internal Revenue Code used to determine certain taxable income and tax exemptions.

Referred to **Finance Committee**.

By Senator Sands:

S.B. 1613, a bill to clarify the procedure for the confiscation and disposition of deadly weapons in Rockingham County.

Referred to **Local Government and Regional Affairs II Committee**.

By Senator Harrington:

S.B. 1614, a bill allowing construction of the Bertie County office building using the design-build contract system.

Referred to **Local Government and Regional Affairs I Committee**.

By Senator Staton:

S.B. 1615, a bill to authorize the City of Raleigh to levy a motor vehicle tax not to exceed ten dollars.

Referred to **Finance Committee**.

By Senator Daniel:

S.B. 1616, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order.

Referred to **Local Government and Regional Affairs I Committee**.

By Senator Block:

S.B. 1617, a bill to amend Chapter 505 of the 1983 Session Laws, regarding the Wilmington Firemen's Benefit Fund.

Referred to **Pensions and Retirement Committee**.

By Senator Block:

S.B. 1618, a bill relating to Pender County.

Referred to **Local Government and Regional Affairs II Committee**.

By Senator Block:

S.B. 1619, a bill relating to New Hanover County.

Referred to **Local Government and Regional Affairs II Committee**.

By Senators Royall and Plyler:

S.B. 1620, a bill to require actuarial notes for changes in health, disability, and related benefits for teachers and State employees.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1621, a bill to amend the North Carolina Technological Development Authority's enabling legislation regarding ownership of incubator facilities to increase public/private partnerships.

Referred to **Judiciary IV Committee**.

By Senator Rand:

S.B. 1622, a bill to establish a matching grant program for Entrepreneurial Councils in the Department of Commerce.

Referred to **Appropriations Committee**.

By Senators Bryan and Allran:

S.B. 1623, a bill to appropriate funds for the Yadkin County Senior Center.

Referred to **Appropriations Committee**.

By Senators Bryan and Allran:

S.B. 1624, a bill to appropriate funds for the Hiddenite Center.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1625, a bill to appropriate funds to Wake County, Lead Agency, for the preparation of the environmental assessment and preliminary engineering for the Little River Reservoir.

Referred to **Appropriations Committee**.

By Senator Plyler:

S.B. 1626, a bill to correct the corporate boundaries of the Town of Marshville.

Referred to **Local Government and Regional Affairs II Committee**.

By Senator Sherron:

S.B. 1627, a bill to appropriate funds to the Tammy Lynn Memorial Foundation, Inc., for capital improvements.

Referred to **Appropriations Committee**.

By Senator Soles:

S.B. 1628, a bill to rewrite Chapter 55 of the General Statutes relating to business corporations.

Referred to **Judiciary IV Committee**.

By Senator Rand:

S.J.R. 1629, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to provide that a person convicted of drug trafficking is not eligible for good time, gain time, early release, or early parole unless he is found to have rendered substantial assistance in identifying, arresting, or convicting other parties to the crime."

Referred to **Rules and Operation of the Senate Committee**.

By Senator Rand:

S.B. 1630, a bill to appropriate funds for the expansion of the North Carolina Center for Literacy Development.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1631, a bill to provide fee setting authority for the North Carolina Low-Level Radioactive Waste Management Authority, to impose a tax on the gross receipts of a low-level radioactive waste disposal facility and the Hazardous Waste Treatment Commission's Facility, to set the amount of the low-level radioactive waste disposal facility local application fee, to provide additional fee setting authority for the Radiation Protection Commission, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make clarifying and technical amendments to the North Carolina Low-Level Radioactive Waste Management Authority Act of 1987, to provide authority for the interstate agreements to treat and dispose of hazardous waste outside the State, to limit annexation of low-level radioactive waste disposal facilities and the Hazardous Waste Treatment Commission's facility, and to make conforming changes to other laws.

Referred to **Natural and Economic Resources and Wildlife Committee**.

By Senator Speed:

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees.

Referred to **Local Government and Regional Affairs I Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

Without objection, on motion of Senator Rauch, the Committee Substitute bill is placed on the Calendar for Friday, June 10, for consideration.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Warren for the Education Committee:

S.B. 1600, a bill to clarify the manner of election of the new Rowan-Salisbury Board of Education, with a favorable report.

On motion of Senator Harrington, seconded by Senator Martin of Pitt, the Senate adjourns at 2:00 P.M. to meet tomorrow at 10:00 A.M.

ONE HUNDRED FORTY-SECOND DAY

SENATE CHAMBER,
Friday, June 10, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, as we come to the close of a legislative week, and turn our faces homeward; in addition to journeying mercies, O Lord, we would ask for a sense of satisfaction that, during these days, we have served the people of this State well.

"Whether we are lifting up our eyes unto the hills or passing the furrowed fields of a coastal plain, we offer to Thee, most gracious God, our thanks and praise for this 'goodliest land.'

"And as we turn again home, may the ear of our hearts catch the faint echo of a song we once sang with our schoolmates:

'Carolina! Carolina! Heaven's blessings attend her,
while we live we will cherish, protect, and defend
her.' Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, Thursday, June 9, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Martin of Pitt, Staton, McDuffie, and Johnson of Cabarrus.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

S.B. 1576, a bill to allow the Town of Rolesville to impose impact fees, with a favorable report.

S.B. 1601, a bill to limit the income tax dependency exemption to relatives and foster children of the taxpayer and dependents of whom the taxpayer has legal custody, with a favorable report.

H.B. 1273, a bill to provide permanent registration plates for disaster relief motor vehicles, with a favorable report.

S.B. 1573, a bill to create the North Carolina Solid Waste Management Revolving Loan Program, with a favorable report, as amended.

On motion of Senator Rauch, the bill is placed before the Senate for immediate consideration and on his further motion Committee Amendments No. 1 and No. 2 are adopted.

The bill, as amended, is ordered engrossed and re-referred to the Appropriations Committee.

H.B. 406 (Committee Substitute No. 2), a bill to amend the seed law and to appropriate funds to improve the seed testing program of the Department of Agriculture, with a favorable report, as amended.

By Senator Warren for the Education Committee:

H.B. 837 (Committee Substitute), a bill to permit home instruction, under certain conditions, as a means of complying with compulsory school attendance requirements, with a unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Warren, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Warren, the Senate Committee Substitute bill is placed on the Calendar for Monday, June 13, for further consideration.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Allran:

S.B. 1633, a bill to appropriate funds to the Catawba County Chamber of Commerce, Inc., for expansion of the Catawba County Visitor Information Center facilities.

Referred to Appropriations Committee.

By Senator Allran:

S.B. 1634, a bill to appropriate funds to Catawba County for a pretrial release pilot program.

Referred to Appropriations Committee.

By Senator Allran:

S.B. 1635, a bill to appropriate funds to the Catawba County Association for Special Education for purchase of a bus.

Referred to Appropriations Committee.

By Senator Allran:

S.B. 1636, a bill to appropriate funds to the Town of Catawba Historical Association Incorporated for the renovation of the Dr. Quintus M. Little House in Catawba, North Carolina.

Referred to Appropriations Committee.

By Senator Allran:

S.B. 1637, a bill to appropriate funds to Catawba County for an operations base for rescue and emergency medical services operations.

Referred to **Appropriations Committee**.

By Senators Ward and Kaplan:

S.B. 1638, a bill to appropriate funds for the Southeastern Center for Contemporary Art for capital improvements.

Referred to **Appropriations Committee**.

By Senators Seymour, Royall, Ward, Martin of Guilford, and Kaplan:

S.B. 1639, a bill to appropriate funds to the Autism Society of North Carolina, Inc., for continuing operations.

Referred to **Appropriations Committee**.

By Senators Seymour, Royall, Ward, Martin of Guilford, and Kaplan:

S.B. 1640, a bill to appropriate funds for the operation of a regional center for the triad as an expansion of the existing statewide TEACCH program to assist autistic adults and children.

Referred to **Appropriations Committee**.

By Senators Tally and Rand:

S.B. 1641, a bill to appropriate funds for Cumberland teacher staff development.

Referred to **Appropriations Committee**.

By Senators Block, Guy, Barker, and Soles:

S.B. 1642, a bill to appropriate funds for Marine Research and Development Crescent.

Referred to **Appropriations Committee**.

By Senator Ezzell:

S.J.R. 1643, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate as recommended by the General Statutes Commission.

On motion of Senator Ezzell, the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

By Senator Barker:

S.J.R. 1644, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to allow the district court to sit in Havelock.

On motion of Senator Barker, the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2190, a bill to annex certain territory to the Town of Stoneville at a specified future date.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2198, a bill to allow the City of Statesville to lease airport property for up to 20 years without treating it as a sale.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2233, a bill to authorize the Town of Ahoskie to execute contracts for renovation of its regional small business incubator.

Referred to **Local Government and Regional Affairs I Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1600, a bill to clarify the manner of election of the new Rowan-Salisbury Board of Education.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

On motion of Senator Rauch, the Committee Substitute bill is placed, without objection, on the Calendar for Monday, June 13, for consideration.

S.B. 1594, a bill to allow a three percent discount to merchants for collecting State sales and use taxes.

Without objection, the following Senators are excused from voting for the stated reasons:

Senator Kaplan—"I am in the retail business."

Senator Hardison—"No reason stated."

On motion of Senator Guy, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading (electronically recorded).

Senator Walker objects to the third reading of the bill.

The bill, as amended, is ordered placed on the Calendar for Monday, June 13, for further consideration, upon third reading.

H.B. 826 (Senate Committee Substitute), a bill to amend Chapter 50B by clarifying the definition of bodily injury for children in domestic violence cases, by allowing the filing of a motion in certain existing actions for domestic violence relief, and by requiring notice of hearings for emergency relief.

The Senate Committee Substitute bill, passes its second reading (electronically recorded).

Senator Winner objects to the third reading of the bill.

On motion of Senator Winner, further consideration of the Senate Committee Substitute bill is postponed, without objection, until Tuesday, June 14.

RE-REFERRAL

H.B. 687, a bill to amend the State Farm Operations Commission Law.

On motion of Senator Barnes, without objection, the rules are suspended and the bill is taken from the Appropriations Committee and re-referred to the Judiciary I Committee.

On motion of Senator Harrington, seconded by Senator Basnight, the Senate adjourns at 11:00 A.M. to meet Monday, June 13, at 8:00 P. M.

ONE HUNDRED FORTY-THIRD DAY

SENATE CHAMBER,
Monday, June 13, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O God, we have been told, 'politics is the art of the possible.' As we begin a new workweek, we ask Your help in finding that delicate balance between integrity and compromise.

"Teach us, O Lord to bend without breaking; to disagree without being disagreeable; to affirm others without becoming like the chameleon which takes the color of those around it.

"Save us, Kind Father, from the folly of running with the rabbits on Monday, and hunting with the hounds on Tuesday.

"As Peter Marshall once prayed to you on behalf of another Senate, 'Help us to stand for something, Dear God, or else, we might fall for anything.' Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 10, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Johnson of Cabarrus for tonight.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Winner and Guy:

S.B. 1645, a bill to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes.

Referred to Finance Committee.

By Senators Rand, Taft, Barker, Basnight, Block, Daniel, Ezzell, Goldston, Hardison, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Plyler, and Richardson:

S.B. 1646, a bill to create a commission to study the need for a North Carolina Birth-Related Neurological Impairment Compensation Act.

Referred to Appropriations Committee.

By Senator Hips:

S.B. 1647, a bill to appropriate funds for the Haywood County Health Department to locate and eliminate illegal discharges of sewage into streams.

Referred to Appropriations Committee.

By Senators Thomas and Seymour:

S.B. 1648, a bill to appropriate funds to provide developmental day care for all children needing such care.

Referred to **Appropriations Committee**.

By Senator Barnes:

S.B. 1649, a bill to appropriate funds for Wayne Community College campus building construction.

Referred to **Appropriations Committee**.

By Senators Parnell:

S.B. 1650, a bill to establish a public defender's office in judicial district 16B.

Referred to **Judiciary IV Committee**.

By Senators Parnell and Seymour:

S.B. 1651, a bill to appropriate funds to the North Carolina Commission of Indian Affairs for the Indian Cultural Center in Roberson County for protection and maintenance of the site and land purchase.

Referred to **Appropriations Committee**.

By Senator Parnell:

S.B. 1652, a bill to add an additional Superior Court judgeship in judicial district 16B.

Referred to **Judiciary IV Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bill, which is read the first time and disposed of as follows:

H.B. 2172, a bill to allow the City of Kinston and Lenoir County to acquire land for industrial development and dispose of same without public sale.

Referred to **Local Government and Regional Affairs I Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1576, a bill to allow the Town of Rolesville to impose impact fees, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

On motion of Senator Rauch, the Committee Substitute bill is placed, without objection, on the Calendar for Tuesday, June 14, for consideration.

S.B. 1601, a bill to limit the income tax dependency exemption to relatives and foster children of the taxpayer and dependents of whom the taxpayer has legal custody, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: Senator Ezzell—1.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 406 (Committee Substitute No. 2), a bill to amend the seed law and to appropriate funds to improve the seed testing program of the Department of Agriculture, upon second reading.

On motion of Senator Rauch, Committee Amendment No. 1 is adopted.

The Committee Substitute No. 2 bill, as amended, passes its second reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The Committee Substitute bill No. 2, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 1273, a bill to provide permanent registration plates for disaster relief motor vehicles, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 837 (Senate Committee Substitute), a bill to permit home instruction, under certain conditions, as a means of complying with compulsory school attendance requirements.

Senator Marvin offers Amendment No. 1 which she subsequently withdraws.

Senator Marvin offers a motion that the Senate Committee Substitute bill be placed on the Calendar for Tuesday, June 14, for further consideration which motion fails to prevail.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

Senator Marvin objects to the third reading of the Senate Committee Substitute bill.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1594, a bill to allow a three percent discount to merchants for collecting State sales and use taxes, as amended, upon third reading.

Without objection, Senator Kaplan is excused from voting for the following reason: "Conflict of interest."

The bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bill, which is read the first time and disposed of as follows:

H.B. 2227, a bill to authorize the creation of North Carolina Enterprise Corporations.

Senator Rauch offers a motion that the bill be placed on the Calendar for Tuesday, June 14, upon second reading, which motion prevails without objection.

The President recognizes the following pages serving in the Senate this week: J. J. Barker, Oriental; Mary Barker, Oriental; Noelle Lyn Blasi, Cary; Barry Reid Byers, Gastonia; Jarrett Heath Cheek, Hickory; Melanie Ann Flowers, Buies Creek; Kelly Faye Formy-Duval, Lumberton; David Martin Gooden, Raleigh; Vickie Gregory, Raleigh; Kristin Hanks, Raleigh; Holly Susan Harmon, Kings Mountain; Julian Picott Harrington, Lewiston; Norfleet Wynne Harrington, Lewiston; Stephanie James, Robersonville; Agyeman Nividious Johnson, Durham; Jonathan Marcus King, Raleigh; Dana Danielle Nolen, Kings Mountain; Edward Thomas Parker, Wanchese; Josh Parrott, Raleigh; Stuart Thompson Serine, Manteo; Shannon Kimberly Seymour, Raleigh; Tracy Anne Seymour, Raleigh; Robert Shaw, Monroe; Todd Shull, Raleigh; Stephanie Suski, Raleigh; Steven John Sutton, Wrightsville Beach; and Shannon Webb, Ellerbe.

On motion of Senator Harrington, seconded by Senator Martin of Pitt, the Senate adjourns at 8:50 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, June 14, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, in memory of Dr. Edward H. Pruden, a former Senate Chaplain, by offering a prayer first offered by Dr. Pruden.

Led by the Lieutenant Governor, the Senators and guests remain standing, and pledge their allegiance to the United States of America commemorating this day set aside honoring the American flag.

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 13, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Walker for today.

The Chair extends courtesies of the gallery to Cecil Hill, former Senator from Transylvania County and former Judge of the North Carolina Court of Appeals.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Soles for the Judiciary IV Committee:

S.B. 1567, a bill to make conforming amendments to certain local acts to reflect Chapter 509, Session Laws of 1987, as recommended by the Legislative Research Commission, with a favorable report.

H.B. 1237 (Committee Substitute No. 3), a bill to regulate investment advisers, with a unfavorable report as to Committee Substitute bill No. 3, but favorable as to Senate Committee Substitute bill.

On motion of Senator Soles, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Soles, the Senate Committee Substitute bill is re-referred to the Finance Committee.

By Senator Ezzell for the Local Government and Regional Affairs I Committee:

S.B. 1565, a bill to allow Cleveland County to name and assign street numbers to private roads in unincorporated areas, with a favorable report.

S.B. 1566, a bill changing the appointment of commissioners to the Pitt County Industrial Development Commission and enlargement of the County's powers to encourage location of industrial prospects, with a favorable report.

S.B. 1589, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority, with a favorable report.

S.B. 1598, a bill redefining the city limits of the City of Wilson, with a favorable report.

S.B. 1602, a bill to incorporate the village of St. Helena in Pender County, with a favorable report.

S.B. 1604, a bill concerning the regulation, restraint, and prohibition of junked motor vehicles in Mecklenburg County, with a favorable report.

S.B. 1610, a bill to exempt the Town of Bethel and the Town of Robersonville from certain zoning notice requirements, with a favorable report.

S.B. 1614, a bill allowing construction of the Bertie County office building using the design-build contract system, with a favorable report.

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees, with a favorable report.

H.B. 2233, a bill to authorize the Town of Ahoskie to execute contracts for renovation of its regional small business incubator, with a favorable report.

S.B. 1616, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order, with a favorable report, as amended.

By Senator Hunt of Moore for the **Local Government and Regional Affairs II Committee**:

S.B. 1558, a bill to modify the form of election of the Pamlico County Board of Commissioners and the Pamlico County Board of Education so as to implement a federal court judgment, with a favorable report.

S.B. 1568, a bill to allow Transylvania County to convey to Transylvania Vocational Services Foundation, Inc., certain real estate at private sale, with a favorable report.

S.B. 1581, a bill amending the Charter of the City of Winston-Salem relating to notice of special elections, with a favorable report.

S.B. 1613, a bill to clarify the procedure for the confiscation and disposition of deadly weapons in Rockingham County, with a favorable report.

S.B. 1626, a bill to correct the corporate boundaries of the Town of Marshville, with a favorable report.

H.B. 2190, a bill to annex certain territory to the Town of Stoneville at a specified future date, with a favorable report.

H.B. 2198, a bill to allow the City of Statesville to lease airport property for up to 20 years without treating it as a sale, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Seymour:

S.B. 1653, a bill to appropriate funds for the North Carolina Shakespeare Festival. Referred to **Appropriations Committee**.

By Senators Basnight and Harrington:

S.B. 1654, a bill to appropriate funds for the Roanoke-Chowan Education Center. Referred to **Appropriations Committee**.

By Senator Hardison:

S.B. 1655, a bill to appropriate funds to the Neuse River Council of Government for administrative costs of the small business loan program. Referred to **Appropriations Committee**.

By Senator Hardison:

S.B. 1656, a bill to appropriate funds to Jones County for an agricultural center. Referred to **Appropriations Committee**.

By Senator Hardison:

S.B. 1657, a bill to appropriate funds to the City of Kinston for the development of Harvey Gardens.

Referred to **Appropriations Committee**.

By Senator Hardison:

S.B. 1658, a bill to appropriate funds for construction of the Florence Crittenton Home for Unwed Mothers.

Referred to **Appropriations Committee**.

By Senators Winner and Swain:

S.B. 1659, a bill to appropriate funds for the Historic McElroy House in Yancey County.

Referred to **Appropriations Committee**.

By Senators Winner and Swain:

S.B. 1660, a bill to appropriate funds for the Southern Appalachian Regional Theater.

Referred to **Appropriations Committee**.

By Senator Sands:

S.B. 1661, a bill to increase the maximum number of magistrates for Stokes County by two.

Referred to **Judiciary IV Committee**.

By Senator Hipps:

S.B. 1662, a bill to authorize the use of funds available to the Wildlife Resources Commission for a visitor's center and laboratory complex at the Pisgah Forest Fish Hatchery.

Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2168, a bill to clarify that the Washington City Board of Education fills its own vacancies.

Referred to **Education Committee**.

H.B. 2196, a bill to allow Cabarrus Memorial Hospital to award an associate degree to graduates of its nursing education program.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2199, a bill to allow the City of Brevard to dispose of certain real property by private negotiation and sale.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2204, a bill to add two members to the Martin County and the Bertie County Alcoholic Beverage Control Boards.

Referred to **Alcoholic Beverage Control Committee**.

H.B. 2208, a bill to allow Alamance County to name and assign street numbers to private roads in unincorporated areas.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2238, a bill to allow the Goldsboro-Wayne Airport Authority to enter into longer-term leases.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2250, a bill to provide for a modified distribution of the local proceeds from operation of alcoholic beverage control stores in the Town of Highlands, Macon County.

Referred to **Alcoholic Beverage Control Committee**.

H.B. 2263, a bill to restore the mayor-council form of government in the Town of Landis.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2273, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority.

Referred to **Local Government and Regional Affairs I Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1576, a bill to allow the Town of Rolesville to impose impact fees, upon third reading.

The bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S.B. 1601, a bill to limit the income tax dependency exemption to relatives and foster children of the taxpayer and dependents of whom the taxpayer has legal custody, upon third reading.

The bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

H.B. 406 (Committee Substitute No. 2), a bill to amend the seed law and to appropriate funds to improve the seed testing program of the Department of Agriculture, as amended, upon third reading.

The Committee Substitute bill No. 2, as amended, passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—46.

Voting in the negative: None.

The Committee Substitute bill No. 2, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H.B. 1273, a bill to provide permanent registration plates for disaster relief motor vehicles, upon third reading.

On motion of Senator Kaplan, the bill is placed, without objection, on the Calendar for Wednesday, June 15, for further consideration, upon third reading.

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

Senator Rauch offers a motion to temporarily displace the bill to allow consideration of its identical bill, **H.B. 2227**, a bill to authorize the creation of North Carolina Enterprise Corporations, which motion prevails.

H.B. 2227, a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

Without objection, Senator Johnson of Wake is excused from voting for the following reason:

"Possible conflict of interest in that my law firm represents as bond counsel many of those cities refinancing under the last section of the bill."

Senator Thomas offers Amendment No. 1, held to be material, which he subsequently withdraws.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

On motion of Senator Rauch, the Committee Substitute bill is placed on the Calendar for Wednesday, June 15, for consideration.

H.B. 826 (Senate Committee Substitute), a bill to amend Chapter 50B by clarifying the definition of bodily injury for children in domestic violence cases, by allowing the filing of a motion in certain existing actions for domestic violence relief, and by requiring notice of hearings for emergency relief, upon third reading.

Senator Winner offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 837 (Senate Committee Substitute), a bill to permit home instruction, under certain conditions, as a means of complying with compulsory school attendance requirements, upon third reading.

Senator Marvin offers Amendment No. 2.

After lengthy debate Senator Winner calls the previous question, seconded by Senator Swain. The call is sustained.

Amendment No. 2 is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

RE-REFERRAL

H.B. 1240, a bill to make certain changes in the law regarding fraudulent disposal of property.

On motion of Senator Johnson of Wake, the rules are suspended and the bill is taken from the Judiciary II Committee and re-referred to the Judiciary I Committee.

On motion of Senator Harrington, seconded by Senator Hunt of Durham, the Senate adjourns at 3:10 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, June 15, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O Lord of Life, Whose law we would keep, Whose fellowship we would enjoy, and to Whose service we would be loyal.

"Look with favor, Our Father, upon the members of this Senate as they set their hands to the duties of another legislative day.

"Give them enough tears to keep them tender, enough weaknesses to keep their hands clenched tightly into Yours, and enough joyous success as shall assure that You are walking with them, through this world and the world to come. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 14, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

REPORTS OF COMMITTEES

The following standing committee reports are submitted, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

H.B. 256 (Committee Substitute), a bill to increase the tax exemption for compensation paid to members of the North Carolina organized militia, National Guard, with a favorable report.

H.B. 300 (Committee Substitute), a bill to provide matching funds to rural volunteer rescue squads, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion Committee Amendment No. 1 is adopted.

The Committee Substitute bill, as amended, is ordered re-referred to the Appropriations Committee.

H.B. 280, a bill to authorize Carteret County to levy a room occupancy and tourism development tax, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill which changes the title to read **H.B. 280** (Senate Committee Substitute), a bill to authorize Hertford County to levy a room occupancy and tourism development tax, is placed before the Senate for immediate consideration.

On motion of Senator Rauch, the Senate Committee Substitute bill held to material is adopted, constituting the first reading and on his further motion is placed on the Calendar for tomorrow for further consideration, upon second reading.

By Senator Winner for the Environment Committee:

H.B. 1171 (Committee Substitute), a bill to improve administration of the Sedimentation Pollution Control Act of 1973, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Winner, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Winner, the Senate Committee Substitute bill is re-referred to the Finance Committee.

CONFIRMATION OF APPOINTMENTS

Senator Guy, Chairman of the State Government Committee, submits the following report:

In compliance with the provisions of G.S. 143B-426.37 requiring the appointee to the Office of State Controller be subject to confirmation by the General Assembly, Governor Martin has submitted his appointee, Fred W. Talton, for confirmation. The Governor has appointed Mr. Talton for a term ending June 30, 1994.

The Senate Committee on State Government has considered the appointment and makes the following recommendation:

That the appointment of Fred W. Talton to the Office of State Controller for the term ending June 30, 1994, be confirmed.

The Chair orders the report placed on the Calendar for tomorrow for consideration.

RE-REFERRALS

S.B. 1650, a bill to establish a public defender's office in Judicial District 16B.

On motion of Senator Soles, the rules are suspended, and the bill is taken from the Judiciary IV Committee and re-referred to the Appropriations Committee.

S.B. 1652, a bill to add an additional Superior Court judgeship in Judicial District 16B.

On motion of Senator Soles, the rules are suspended, and the bill is taken from the Judiciary IV Committee and re-referred to the Appropriations Committee.

H.B. 1293 (Committee Substitute), a bill to require that checks on all new checking accounts at banks indicate the month and year in which the account was opened.

On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is taken from the Commerce Committee and re-referred to the Appropriations Committee.

WITHDRAWAL FROM CALENDAR

H.B. 1273, a bill to provide permanent registration plates for disaster relief motor vehicle, upon third reading.

On motion of Senator Goldston, the bill is removed from today's Calendar and is placed, without objection, on the Calendar for tomorrow, June 16.

RECOMMITTANCE

H.B. 858, a bill to bring North Carolina into compliance with a court decision concerning straight-ticket voting.

On motion of Senator Kaplan the rules are suspended and the bill is taken from the Appropriations Committee and recommitted to the Election Laws Committee.

WITHDRAWAL FROM CALENDAR

H.B. 256 (Committee Substitute), a bill to increase the tax exemption for compensation paid to members of the North Carolina organized militia, National Guard.

On motion of Senator Rauch, the Committee Substitute bill is withdrawn from the Calendar of June 16, and is re-referred to the Ways and Means Committee.

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees, upon second reading.

On motion of Senator Speed, the bill is withdrawn from today's Calendar and is placed, without objection, on the Calendar for tomorrow, June 16.

FIRST ORDER OF BUSINESS

H.B. 2227, a bill to authorize the creation of North Carolina Enterprise Corporations, upon third reading.

On motion of Senator Rauch, the bill is set as the first order of business on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Seymour, Parnell, Rand, and Sands:

S.B. 1663, a bill to appropriate funds for a residential alternative to incarceration in Greensboro.

Referred to Appropriations Committee.

By Senators Ward, Conder, Danial, Hipps, Kaplan, Marvin, Plyler, Rand, Royall, Seymour, Tally, Walker, and Winner:

S.B. 1664, a bill to establish a program of incentive grants for local school units to provide before and after school care for school age children.

Referred to Education Committee.

By Senator Parnell:

S.B. 1665, a bill to expand community service parole availability, to provide for reimbursement of expenses to house female inmates at local confinement facilities, to

appropriate funds to provide alternatives for relieving overcrowding in the State prison system, for capital improvements and satellite jail/work release units.

Referred to **Judiciary IV Committee**.

By Senator Goldston:

S.B. 1666, a bill to appropriate funds to renovate and improve the old Cranberry High School in Avery County.

Referred to **Appropriations Committee**.

By Senator Barker:

S.B. 1667, a bill to appropriate funds to the Department of Agriculture for the Watercraft Center at the North Carolina Maritime Museum in Beaufort County.

Referred to **Appropriations Committee**.

By Senators Marvin, Ward, Walker, Hipps, and Tally:

S.B. 1668, a bill to provide standards for the removal and return of juveniles from their homes and to appropriate funds to the Office of Guardian Ad Litem Services under the Administrative Office of the Courts for dependency cases.

Referred to **Children and Youth Committee**.

By Senator Kincaid:

S.B. 1669, a bill to appropriate funds to Caldwell Opportunities, Inc., in Caldwell County for operating expenses.

Referred to **Appropriations Committee**.

By Senator Kincaid:

S.B. 1670, a bill to appropriate funds to the Wilkes Day Care Association, Inc., in Wilkes County for capital improvements.

Referred to **Appropriations Committee**.

By Senator Kincaid:

S.B. 1671, a bill to appropriate funds to the Cranberrian Corporation in Avery County for renovation of the old Cranberry School.

Referred to **Appropriations Committee**.

By Senator Kincaid:

S.B. 1672, a bill to appropriate funds for capital improvements to the Grassy Creek Volunteer Fire Department, Inc., and the Grassy Creek Rescue Squad, Inc., in Mitchell County.

Referred to **Appropriations Committee**.

By Senator Kincaid:

S.B. 1673, a bill to appropriate funds to Caldwell Residential Services, Inc., in Caldwell County for its residential services for abused and neglected children.

Referred to **Appropriations Committee**.

By Senator Simpson:

S.B. 1674, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license.

Referred to **Judiciary I Committee**.

By Senator Simpson:

S.B. 1675, a bill to increase the immediate civil license revocation for certain persons charged with implied consent offenses from ten to thirty days and to provide a fee for the service of pick-up orders.

Referred to **Judiciary I Committee**.

By Senator Rand:

S.B. 1676, a bill to appropriate funds for the Administrative Rules Review Commission, to clarify the Commission's status as an independent agency, and to extend the review of certain existing rules.

Referred to **Appropriations Committee**.

By Senators Rand, Hunt of Moore, Goldston, and Block:

S.B. 1677, a bill to appropriate funds to the Department of Commerce and to the Travel Council of North Carolina for tourism promotion.

Referred to **Appropriations Committee**.

By Senators Kaplan and Ward:

S.B. 1678, a bill to appropriate funds for the Roger Page Business and Technology Center.

Referred to **Appropriations Committee**.

By Senators Kaplan and Ward:

S.B. 1679, a bill to appropriate funds to the North Carolina Dance Theatre in Forsyth County for operating expenses.

Referred to **Appropriations Committee**.

By Sentors Guy, Swain, and Winner:

S.B. 1680, a bill to appropriate funds to the University of North Carolina Board of Governors for the Agricultural Extension Service at North Carolina State University for the Mitchell and Swannanoa 4-H camps.

Referred to **Appropriations Committee**.

By Senators Ward, Kaplan, and Tally:

S.B. 1681, a bill to appropriate funds for the use of Old Salem, Incorporated, in Forsyth County.

Referred to **Appropriations Committee**.

By Senators Rand and Tally:

S.B. 1682, a bill to appropriate funds for the Fayetteville/Cumberland County Bicentennial Celebration of the United States Constitution.

Referred to **Appropriations Committee**.

By Senators Kaplan and Ward:

S.B. 1683, a bill to appropriate funds for human resources programs in Forsyth County.

Referred to **Appropriations Committee**.

By Senators Harris, Kincaid, and Simpson:

S.B. 1684, a bill to appropriate funds to the Department of Correction for completion of a building at the Western Correctional Center in Morganton.

Referred to **Appropriations Committee**.

By Senator Martin of Pitt:

S.B. 1685, a bill to appropriate funds to cover cost overruns at the Rocky Mount Center of Edgecombe Community College.

Referred to **Appropriations Committee**.

By Senator Seymour:

S.B. 1686, a bill to appropriate funds for a High Point Senior Center building.

Referred to **Appropriations Committee**.

By Senator Hunt of Durham:

S.B. 1687, a bill to appropriate funds for the prison and jail project in Durham County.

Referred to **Appropriations Committee**.

By Senator Jonhson of Cabarrus:

S.B. 1688, a bill to appropriate funds to the Cabarrus County Board of County Commissioners for the County Senior Citizens Center.

Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

H.J.R. 2182, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer.

Referred to **Rules and Operation of the Senate Committee**.

H.B. 2241, a bill to permit certain community colleges to grant security interests to federal agencies.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2249, a bill to allow McDowell County to convey certain property at private sale.

Referred to **Local Government and Regional Affairs II Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2227, a bill to authorize the creation of North Carolina Enterprise Corporations, upon third reading.

The bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered enrolled.

S.B. 1566, a bill changing the appointment of commissioners to the Pitt County Industrial Development Commission and enlargement of the County's powers to encourage location of industrial prospects, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1598, a bill redefining the city limits of the City of Wilson, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1602, a bill to incorporate the village of St. Helena in Pender County, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1626, a bill to correct the corporate boundaries of the Town of Marshville, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2190, a bill to annex certain territory to the Town of Stoneville at a specified future date, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris,

Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas, Walker, Ward, Warren, and Winner—48.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. B. 2227, an act to authorize the creation of North Carolina Enterprise Corporations. (Ch. 882)

CALENDAR (Continued)

S.B. 1616, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted (electronically recorded).

The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S.B. 1558, a bill to modify the form of election of the Pamlico County Board of Commissioners and the Pamlico County Board of Education so as to implement a federal court judgment.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1565, a bill to allow Cleveland County to name and assign street numbers to private roads in unincorporated areas.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1567, a bill to make conforming amendments to certain local acts to reflect Chapter 509, Session Laws of 1987, as recommended by the Legislative Research Commission.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1568, a bill to allow Transylvania County to convey to Transylvania Vocational Services Foundation, Inc., certain real estate at private sale.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1581, a bill amending the Charter of the City of Winston-Salem relating to notice of special elections.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1589, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1604, a bill concerning the regulation, restraint, and prohibition of junked motor vehicles in Mecklenburg County.

The bill passes its second reading and, without objection, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1610, a bill to exempt the Town of Bethel and the Town of Robersonville from certain zoning notice requirements.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1613, a bill to clarify the procedure for the confiscation and disposition of deadly weapons in Rockingham County.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S.B. 1614, a bill allowing construction of the Bertie County office building using the design-build contract system.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

H.B. 2198, a bill to allow the City of Statesville to lease airport property for up to 20 years without treating it as a sale.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2233, a bill to authorize the Town of Ahoskie to execute contracts for renovation of its regional small business incubator.

The bill passes its second and third readings and is ordered enrolled.

S.B. 1580 (Committee Substitute), a bill to authorize the creation of North Carolina Enterprise Corporations, upon second reading.

On motion of Senator Rauch, the Committee Substitute bill is, without objection, recommitted to the **Finance Committee**.

The Chair declares the Senate in recess at 3:00 P.M. for the purpose of committee meetings until 4:00 P.M.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

INTRODUCTION OF RESOLUTION

Senator Shaw moves that Rule 40 be suspended to allow the introduction of the following joint resolution, which motion prevails by a two-thirds majority vote.

By Senator Shaw:

S.J.R. 1699, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to amend the definition of rural area contained in an act to authorize the creation of North Carolina Enterprise Corporations."

On motion of Senator Shaw, the joint resolution remains before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A special message is received from the House of Representatives, transmitting the following bill, which is read the first time and disposed of as follows:

H. B. 1859 (Committee Substitute), a bill to appropriate additional funds for recurring expenses for the 1988-89 fiscal year.

Senator Plyler offers a motion to suspend the rules and place the Committee Substitute bill before the Senate for immediate consideration, which motion prevails (electronically recorded).

Without objection, on motion of Senator Plyler, a member of the Fiscal Research Staff is allowed to remain on the floor for the purpose of assisting with the explanation of the Committee Substitute bill.

Senator Cobb rises to a point of order as to whether the report from Chairmen of the Appropriations Committees meeting jointly is to be considered as part of the Committee Substitute bill.

The Chair rules that the report to the Appropriations Committees does not constitute part of the Committee Substitute bill.

Senator Plyler calls the question, seconded by Senator Taft.

Senator Simpson rises to a point of order as to whether the State employees' pay raise is included in the Committee Substitute bill.

The Chair rules that the Senator is asking a question and not rising to a point of order and that Senator Plyler must withdraw his motion if he would like to answer the question.

Senator Plyler withdraws his motion for the previous question to answer the question of Senator Simpson.

Senator Plyler subsequently calls the previous question, seconded by Senator Taft. The call is sustained.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

COMMITTEE REPORT

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Tally for the **Natural and Economic Resources and Wildlife Committee**:

S. B. 1631, a bill to provide fee setting authority for the North Carolina Low-Level Radioactive Waste Management Authority, to impose a tax on the gross receipts of a low-level radioactive waste disposal facility and the Hazardous Waste Treatment Commission's Facility, to set the amount of the low-level radioactive waste disposal facility local application fee, to provide additional fee setting authority for the Radiation Protection Commission, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make clarifying and technical amendments to the North Carolina Low-Level Radioactive Waste Management Authority Act of 1987, to provide authority for the interstate agreements to treat and dispose of hazardous waste outside the State, to limit annexation of low-level radioactive waste disposal facilities and the Hazardous Waste Treatment Commission's facility, and to make conforming changes to other laws, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Tally, the rules are suspended and the Committee Substitute bill, which changes the title to read **S. B. 1631**, a bill to provide fee setting authority

and to impose taxes and fees applicable to low-level radioactive waste and hazardous waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to limit annexation of waste facilities, and to make conforming changes to other laws, is placed before the Senate for immediate consideration.

On motion of Senator Tally, the Committee Substitute bill, held to be material, is adopted, constituting the first reading and on her further motion is re-referred to the Finance Committee.

By Senator Seymour for the Alcoholic Beverage Control Committee:

H.B. 2204, a bill to add two members to the Martin County and the Bertie County Alcoholic Beverage Control Boards, with a favorable report.

H.B. 2250, a bill to provide for a modified distribution of the local proceeds from operation of alcoholic beverage control stores in the Town of Highlands, Macon County, with a favorable report.

The Chair extends courtesies of the floor to The Honorable T. Cass Ballenger, United States Congressman and former Senator from Catawba County.

On motion of Senator Royall, seconded by Senator Goldston, the Senate adjourns at 5:10 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTY-SIXTH DAY

SENATE CHAMBER,
Thursday, June 16, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. John D. MacLeod, Jr., Administrator of the Synod of the Mid-Atlantic Presbyterian Church, as follows:

"God of the past, we remember with thanksgiving Your providence in bringing our forebears to these shores—some as courageous pioneers seeking a better life, some against their will as slaves, but all of us now concerted in an effort to make in this land a place of justice and freedom and a better life for all.

"God of the present, we pray for Your Guiding Spirit in the actions of this Senate upon which we depend so much for justice and freedom and a better life for all.

"God of the future, we know that generations to come will hold us accountable in blame or in praise. Let, therefore justice, freedom and a good life for all be in our minds this day.

"So we believe, so we pray. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 15, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The president grants leaves of absence to Senators Somers and Johnson of Cabarrus for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Soles for the **Judiciary IV Committee**:

S.B. 1661, a bill to increase the maximum number of magistrates for Stokes County by two, with a favorable report.

S.B. 1665, a bill to expand community service parole availability, to provide for reimbursement of expenses to house female inmates at local confinement facilities, to appropriate funds to provide alternatives for relieving overcrowding in the State prison system, for capital improvements and satellite jail/work release units, with a favorable report.

S.B. 1621, a bill to amend the North Carolina Technological Development Authority's enabling legislation regarding ownership of incubator facilities to increase public/private partnerships, with a favorable report, as amended.

By Senator Seymour for the **Alcoholic Beverage Control Committee**:

H.B. 734 (Committee Substitute), a bill to prohibit the possession of opened containers of alcoholic beverages in motor vehicles, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Seymour, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 734** (Senate Committee Substitute), a bill to allow the Legislative Research Commission to study the issue of prohibiting the possession of opened containers of alcoholic beverages in motor vehicles, is placed before the Senate for immediate consideration.

On motion of Senator Seymour, the Senate Committee Substitute bill is adopted, and on her further motion is re-referred to the Appropriations Committee.

By Senator Hipps, Vice-Chairman, for Senator Barnes for the **Judiciary I Committee**:

H.B. 1240, a bill to make certain changes in the law regarding fraudulent disposal of property, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Hipps, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Hipps, the Senate Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

By Senator Goldston for the **Transportation Committee**:

H.B. 288, a bill regarding registration of leased vehicles, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Goldston, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 288** (Senate Committee Substitute), a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law, is placed before the Senate for immediate consideration.

On motion of Senator Goldston, the Senate Committee Substitute bill is adopted and on his further motion is placed on the Calendar for tomorrow for further consideration.

By Senator Warren for the Education Committee:

S.B. 1603, a bill to conform Catawba County School Board appointments to the provisions of G.S. 115C-37, with a favorable report.

S.B. 1664, a bill to establish a program of incentive grants for local school units to provide before and after school care for school age children, with a favorable report.

On motion of Senator Warren, the bill is re-referred to the Appropriations Committee.

By Senator Swain for the Judiciary III Committee:

H.B. 1204 (Senate Committee Substitute No. 2), a bill to repeal the requirement that certain water and sewer authorities receive a certificate from the Environmental Management Commission authorizing eminent domain before acquiring water rights within the limits of the organizing governments, and substituting a requirement that the County Board of Commissioners approve the taking before an action can be filed, and providing that outside the limits of the organizing governments, such actions can only be initiated with approval of the Environmental Management Commission, Board of County Commissioners, and the voters of that county, with a unfavorable report as to Senate Committee Substitute bill No. 2, but favorable as to Senate Committee Substitute bill No. 3.

On motion of Senator Swain, the rules are suspended and the Senate Committee Substitute bill No. 3 which changes the title to read, **H.B. 1204** (Senate Committee Substitute No. 3), a bill to give water and sewer authorities the same power as cities and counties to purchase property subject to a purchase money security interest, is placed before the Senate for immediate consideration.

On motion of Senator Swain, the Senate Committee Substitute bill No. 3, held to be material, is adopted, constituting the first reading. The Chair orders the Senate Committee Substitute bill No. 3 placed on the Calendar for tomorrow for further consideration, upon second reading.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H.B. 2198, an act to allow the City of Statesville to lease airport property for up to 20 years without treating it as a sale. (Ch. 883)

H.B. 2233, an act to authorize the Town of Ahsokie to execute contracts for renovation of its regional small business incubator. (Ch. 884)

REPORTS OF COMMITTEES (Continued)

By Senator Johnson of Wake for the Judiciary II Committee:

H.B. 1264, a bill to increase the penalty for assaults upon governmental officers and employees, with a favorable report.

H.B. 475 (Committee Substitute), a bill to require timely payments to subcontractors and suppliers, and to provide for interest on late payments, with a favorable report, as amended.

Senator Johnson of Wake moves that the rules be suspended and the Committee Substitute bill be placed in its regular order of business for consideration, which motion he subsequently withdraws.

The Chair orders the Committee Substitute bill placed on the Calendar for tomorrow for further consideration.

By Senator Conder for the Children and Youth Committee:

S.B. 1668, a bill to provide standards for the removal and return of juveniles from their homes and to appropriate funds to the Office of Guardian Ad Litem Services under the Administrative Office of the Courts for dependency cases, with a favorable report.

On motion of Senator Conder, the bill is re-referred to the Appropriations Committee.

H.B. 243, a bill to ensure that day care plan providers are represented on the Child Day-Care Commission, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Conder, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 243** (Senate Committee Substitute), a bill to ensure that day care home providers are represented on the Child Day-Care Commission, is placed before the Senate for immediate consideration.

On motion of Senator Conder, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

CONFERENCE REPORT

H.B. 142 (Senate Committee Substitute)

Senator Guy for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 142** (Senate Committee Substitute), a bill to increase the annual income tax exclusion for federal civil service and military retirement pay, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on the Senate Committee Substitute, adopted 8/14/87, to House Bill 142, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL INCOME TAX EXCLUSION FOR FEDERAL CIVIL SERVICE AND MILITARY RETIREMENT PAY, wish to report as follows:

That the House concur in the Senate Committee Substitute with the following amendment:

that Section 2 is rewritten to read:

"Sec. 2. This act is effective for taxable years beginning on or after January 1, 1989.", and that

the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of June, 1988.

S/A. D. GUY
S/HAROLD W. HARDISON
S/ROBERT S. SWAIN

S/JUDY HUNT
S/LUTHER R. JERALDS
S/ROBERT L. MCALLISTER

*Conferees on the part
of the Senate*

S/GEORGE W. MILLER
S/J. PAUL TYNDALL

*Conferees on the part of the
House of Representatives*

On motion of Senator Guy, the Conference Report is placed on the Calendar for tomorrow for adoption.

REPORTS OF COMMITTEES (Continued)

By Senator Rauch for the Finance Committee:

H.B. 1237 (Senate Committee Substitute), a bill to regulate investment advisers, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion Committee Amendments No. 1 and No. 2 are adopted.

On motion of Senator Rauch, the Senate Committee Substitute bill, as amended, is ordered engrossed and re-referred to the Appropriations Committee.

S.B. 1645, a bill to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Committee Substitute bill is adopted.

On motion of Senator Rauch, the Committee Substitute bill is re-referred to the Appropriations Committee.

H.B. 1304 (Committee Substitute) a bill to establish a fund to be used to clean up environmental damage caused by leaking underground petroleum tanks, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 1304** (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks, is placed before the Senate for immediate consideration.

On motion of Senator Rauch, the Senate Committee Substitute bill is adopted, and on his further motion is re-referred to the Appropriations Committee.

By Senator Hunt of Durham for the Pensions and Retirement Committee:

S.B. 1617, a bill to amend Chapter 505 of the 1983 Session Laws, regarding the Wilmington Firemen's Benefit Fund, with a favorable report.

S.B. 1585, a bill to increase the death benefit under the Teachers' and State Employees' Retirement System, with a favorable report, as amended.

S.B. 1606, a bill to amend Chapter 506, 1987 Session Laws, regarding the Charlotte Firefighters' Retirement System, with a favorable report, as amended.

H.B. 85, a bill to allow a refund from the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System of certain excess contributions to members in retirement, with a favorable report, as amended.

On motion of Senator Hunt of Durham, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion Committee Amendments No. 1 and No. 2 are adopted.

On motion of Senator Hunt of Durham, the bill, as amended, is re-referred to the Appropriations Committee.

RECALL FROM ENROLLING AND RECONSIDERATION

H.B. 1859 (Committee Substitute), a bill to appropriate additional funds for recurring expenses for the 1988-89 fiscal year.

Senator Plyler offers a motion that the Committee Substitute bill be recalled from enrolling and placed before the Senate for further consideration which motion prevails, and the Committee Substitute bill is returned by the Enrolling Clerk.

Senator Plyler moves that the vote by which the Committee Substitute bill passed its third reading be reconsidered, which motion prevails (electronically recorded).

Senator Plyler offers Amendment No. 1.

Senator Cobb rises to a point of order as to Amendment No. 1 incorporating the Report as part of the Committee Substitute bill. The Chair rules as follows: "What you are doing now in no way changes anything that you voted on yesterday, but merely sets the record straight so that the bill can be enrolled."

Senator Cobb rises to a second point of order as to the adoption of Amendment No. 1 incorporating a special provision into the Committee Substitute bill. The Chair rules as follows: "The impact would be that in making determinations as to how the distribution of the funds in the main part of the bill would be made, you would follow the directions in that Report. But the records do show that the Report passed as part of the motion from the Appropriations Committee yesterday. So the Amendment is in order. It does further clarify the distribution of those new dollars that will be appropriated at this time. My ruling is that this Amendment is in order and if adopted will follow the correct procedure and will allow the bill to be enrolled once the House reconsiders." (see Addendum)

Amendment No. 1 is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

REPORTS OF COMMITTEES (Continued)

By Senator Kaplan for the Election Laws Committee:

H.B. 858, a bill to bring North Carolina into compliance with a court decision concerning straight-ticket voting, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Kaplan, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 858**, (Senate Committee Substitute) a bill to prohibit withdrawal of candidacy after filing deadline and to address other campaign and election matters, is placed before the Senate for immediate consideration.

On motion of Senator Kaplan, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

H.B. 1124 (Committee Substitute No. 2), a bill to limit campaign expenditures and to strengthen public financing of political campaigns, with a favorable report, as amended.

On motion of Senator Kaplan, the Committee Substitute bill No. 2 is placed on the Calendar for Tuesday, June 21, for consideration.

RECOMMITTANCE

S.B. 564 (Committee Substitute), a bill to consolidate the regulation of migrant housing and to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing.

Without objection, on motion of Senator Barker, the rules are suspended and the Committee Substitute bill is taken from the Appropriations Committee and recommitted to the Judiciary II Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Block:

S.B. 1689, a bill to appropriate funds to match federal funds for the purchase of a portion of Masonboro Island.

Referred to Appropriations Committee.

By Senator Johnson of Cabarrus:

S.B. 1690, a bill to appropriate funds to various fire departments in Cabarrus and Mecklenburg Counties.

Referred to Appropriations Committee.

By Senator Rand:

S.B. 1691, a bill to provide improved health care to the medically needy and to appropriate the necessary funds.

Referred to Appropriations Committee.

By Senator Martin of Guilford:

S.B. 1692, a bill to establish the North Carolina Educational Equity Study Commission and to appropriate funds for its implementation.

Referred to Appropriations Committee.

By Senator Harrington:

S.B. 1693, a bill to appropriate funds for the Bertie High School chorus.

Referred to Appropriations Committee.

By Senators Swain and Winner:

S.B. 1694, a bill to appropriate funds for the development of Lake James State Park.

Referred to Appropriations Committee.

By Senator Ezzell:

S.B. 1695, a bill to appropriate funds for industrial development in Nash and Edgecombe Counties.

Referred to Appropriations Committee.

By Senator Guy:

S.B. 1696, a bill to appropriate funds for the White Oak Little League Association in Onslow County.

Referred to Appropriations Committee.

By Senator Bryan:

S.B. 1697, a bill to appropriate funds for the demolition, renovation, or construction of buildings on land owned by the Stony Point Volunteer Fire Department, Inc., of Alexander County.

Referred to **Appropriations Committee**.

By Senator Richardson:

S.B. 1698, a bill to appropriate funds for the Charlotte Afro-American Cultural Center.

Referred to **Appropriations Committee**.

By Senator Harrington:

S.B. 1700, a bill to appropriate funds for public safety in Bertie and Hertford Counties.

Referred to **Appropriations Committee**.

By Senator Tally:

S.B. 1701, a bill to appropriate funds for Cumberland County community service programs.

Referred to **Appropriations Committee**.

By Senators Hipps, Kincaid, and Simpson:

S.B. 1702, a bill to appropriate funds to the North Carolina Christmas Tree Association for the purpose of implementing a marketing program.

Referred to **Appropriations Committee**.

By Senators Ward and Kaplan:

S.B. 1703, a bill to appropriate funds for various cultural resource projects in Forsyth County.

Referred to **Appropriations Committee**.

By Senators Ward, Royall, and Martin of Guilford:

S.B. 1704, a bill to address the nursing emergency which is faced by North Carolina.

Referred to **Appropriations Committee**.

By Senator Hunt of Durham:

S.B. 1705, a bill to appropriate funds for educational and training programs for the youth in Durham County.

Referred to **Appropriations Committee**.

By Senator Hunt of Durham:

S.B. 1706, a bill to appropriate funds for human service projects in Orange, Person, and Granville Counties.

Referred to **Appropriations Committee**.

By Senator Hunt of Durham:

S.B. 1707, a bill to appropriate funds for the Retired Senior Volunteer Program in Durham County.

Referred to **Appropriations Committee**.

By Senators Rand, Hunt of Durham, Richardson, and Martin of Guilford:

S.B. 1708, a bill to appropriate funds to expand Project Teach.

Referred to **Appropriations Committee**.

By Senator Seymour:

S.B. 1709, a bill to appropriate funds for High Point and Greensboro cultural enrichment projects.

Referred to **Appropriations Committee**.

By Senators Swain, Allran, Barker, Barnes, Block, Daniel, Ezzell, Hipps, Johnson of Cabarrus, Johnson of Wake, Marvin, Rand, Richardson, Sands, Seymour, Simpson, Soles, Somers, Staton, Taft, Tally, Ward, and Winner.

S.B. 1710, a bill to provide for an increase in the salaries of district and superior court emergency and retired, recalled judges.

Referred to **Appropriations Committee**.

By Senator McDuffie:

S.B. 1711, a bill to appropriate funds to the Mental Health Association of Mecklenburg County for operating expenses.

Referred to **Appropriations Committee**.

By Senators Smith, Hardison, Guy, Hunt of Moore, Kincaid, and Simpson:

S.B. 1712, a bill to authorize the issuance of four hundred fifty million dollars of general obligation bonds of the State, subject to a vote of the qualified voters of the State, to provide funds for highway facilities.

Referred to **Finance Committee**.

By Senator Smith:

S.B. 1713, a bill to appropriate funds for improvements at the Rufty-Holmes Senior Center in Rowan County.

Referred to **Appropriations Committee**.

By Senators Marvin, Harris, and Rauch:

S.B. 1714, a bill to appropriate funds for Cleveland, Gaston and Lincoln human services projects.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1715, a bill to appropriate funds for various recreational projects in Wake County.

Referred to **Appropriations Committee**.

By Senator McDuffie:

S.B. 1716, a bill to appropriate funds to Autistic Opportunities, Inc., in Mecklenburg County for training and equipment.

Referred to **Appropriations Committee**.

By Senator McDuffie:

S.B. 1717, a bill to appropriate funds to Lions Services, Inc., in Mecklenburg County for training and employment of the blind.

Referred to **Appropriations Committee**.

By Senator McDuffie:

S.B. 1718, a bill to appropriate funds to Alzheimer's Disease and Related Disorders Association-Greater Charlotte Area Chapter, Inc., in Mecklenburg County for operating expenses.

Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2213, a bill to provide for the distribution of the proceeds of the surcharge on liquor sold to liquor by the drink permittees in Alamance County to the Cities of Burlington and Graham.

Referred to **Alcoholic Beverage Control Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1566, a bill changing the appointment of commissioners to the Pitt County Industrial Development Commission and enlargement of the County's powers to encourage location of industrial prospects, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1598, a bill redefining the city limits of the City of Wilson, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1602, a bill to incorporate the village of St. Helena in Pender County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1626, a bill to correct the corporate boundaries of the Town of Marshville, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 2190, a bill to annex certain territory to the Town of Stoneville at a specified future date, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered enrolled.

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to driveways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees, upon second reading.

Senator Speed offers Amendment No. 1, which changes the title to read, **S.B. 1632**, a bill to amend the Charter of the Town of Knightdale relating to driveways, site plan and subdivision approval, road or drainage project fees, and open space project fees, and recreational fees, which is adopted (electronically recorded).

The bill, as amended, passes its second reading by roll-call vote, ayes 43, noes, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None

The bill, as amended, is ordered placed on the Calendar for tomorrow upon third reading.

H.B. 280, (Senate Committee Substitute), a bill to authorize Hertford County to levy a room occupancy and tourism development tax, upon second reading.

The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 43, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: Senator Bryan—1.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow upon third reading.

H.B. 2204, a bill to add two members to the Martin County and the Bertie County Alcoholic Beverage Control Boards.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2250, a bill to provide for a modified distribution of the local proceeds from operation of alcoholic beverage control stores in the Town of Highlands, Macon County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S.B. 1604, a bill concerning the regulation, restraint, and prohibition of junked motor vehicles in Mecklenburg County, upon third reading.

The bill passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 1273, a bill to provide permanent registration plates for disaster relief motor vehicles, upon third reading.

The bill passes its third reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered enrolled.

CONFIRMATION

On motion of Senator Guy, Chairman of the State Government Committee, the Senate adopts the report of the Committee submitted, Wednesday, June 15, and confirms the appointment of Fred W. Talton to the Office of State Controller for the term ending June 30, 1994, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, and Warren—44.

Voting in the negative: None.

The Chair orders the House of Representatives notified of the action of the Senate.

On motion of Senator Harrington, seconded by Senator Thomas, the Senate adjourns at 2:45 P.M. to meet tomorrow at 10:00 A.M.

ONE HUNDRED FORTY-SEVENTH DAY

SENATE CHAMBER,
Friday, June 17, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. W. Burkette Raper, President, Mt. Olive College Free Will Baptist Church.

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 16, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Conder, Johnson of Cabarrus, Martin of Pitt, Simpson, Somers, and Sands for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Hardison for the **Commerce Committee**:

H.B. 1111 (Committee Substitute), a bill to require the registration of certain makers of mortgage loans on residential real property, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Hardison, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Hardison, the Senate Committee Substitute bill is placed on the Calendar for Monday, June 20, for further consideration.

By Senator Rauch for the **Finance Committee**:

S.B. 1612, a bill to update the reference to the Internal Revenue Code used to determine certain taxable income and tax exemptions, with a favorable report.

S.B. 1615, a bill to authorize the City of Raleigh to levy a motor vehicle tax not to exceed ten dollars, with a favorable report.

H.B. 1171 (Senate Committee Substitute), a bill to improve administration of the Sedimentation Pollution Control Act of 1973, with a favorable report.

By Senator Block for the **Manufacturing and Labor Committee**:

H.B. 546 (Committee Substitute), a bill to provide for amendments to the Employment Security Law, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Block, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration. and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Block, the Senate Committee Substitute bill is placed on the Calendar for Monday, June 20, for further consideration.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Harris, Rauch, and Marvin:

S.B. 1719, a bill to appropriate funds for Rutherford County cultural resources projects.

Referred to **Appropriations Committee**.

By Senator Conder:

S.B. 1720, a bill to establish 16 pilot centers for prekindergarten children to be administered by the State Board of Education.

Referred to **Children and Youth Committee**.

By Senator Walker:

S.B. 1721, a bill to appropriate funds for the Child Abuse Medical Evaluation Program.

Referred to **Appropriations Committee**.

By Senator Walker:

S.B. 1722, a bill to appropriate funds for an Orange-Person-Chatham Outpatient Alternative Treatment Demonstration Project for emotionally disturbed children.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1723, a bill to conform the salary of the Deputy Banking Commissioner for the 1988-89 fiscal year to the salary that the individual holding that position actually earns under the job title Assistant Commissioner of Banks.

Referred to **Appropriations Committee**.

By Senator Harrington:

S.B. 1724, a bill to appropriate funds for community renovation and beautification projects in Northampton, Halifax, Martin, and Gates Counties.

Referred to **Appropriations Committee**.

By Senator Harrington:

S.B. 1725, a bill to appropriate funds to promote cultural resources in Hertford and Halifax Counties and to amend Chapter 830 of the 1987 Session Laws regarding funds for the "First in Freedom" drama.

Referred to **Appropriations Committee**.

By Senator Harrington:

S.B. 1726, a bill to appropriate funds for human services projects in Northampton, Hertford, Bertie, and Halifax Counties.

Referred to **Appropriations Committee**.

By Senator Smith:

S.B. 1727, a bill to appropriate funds to Davidson County for improvements to animal shelter.

Referred to **Appropriations Committee**.

By Senator Guy:

S.B. 1728, a bill to appropriate funds for various human services projects in Onslow County.

Referred to **Appropriations Committee**.

By Senator Parnell:

S.B. 1729, a bill to appropriate funds for various community service projects in Hoke and Robeson Counties.

Referred to **Appropriations Committee**.

By Senators Kaplan and Ward:

S.B. 1730, a bill to appropriate funds to the Board of Governors of the University of North Carolina for planning the School of Motion Picture and Film at the North Carolina School of the Arts.

Referred to **Appropriations Committee**.

By Senators Swain and Winner:

S.B. 1731, a bill to appropriate funds to the Unaka Center, Inc., for purchase of a small truck.

Referred to **Appropriations Committee**.

By Senators Swain and Winner:

S.B. 1732, a bill to appropriate funds for Yancey County Emergency Medical Services and for the Rescue Squad to purchase equipment

Referred to **Appropriations Committee**.

By Senators Marvin, Harris, and Rauch:

S.B. 1733, a bill to appropriate funds for Cleveland and Lincoln cultural resources projects.

Referred to **Appropriations Committee**.

By Senators Harris, Rauch, and Marvin:

S.B. 1734, a bill to appropriate funds for Cleveland and Rutherford human services projects.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1735, a bill to appropriate funds to the General William C. Lee Memorial Commission, Inc., in Harnett County for the General William C. Lee Memorial Museum.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1736, a bill to appropriate funds for various human service projects in Wake and Lee Counties.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1737, a bill to appropriate funds for various human service projects for the youth in Wake County.

Referred to **Appropriations Committee**.

By Senator Johnson of Wake:

S.B. 1738, a bill to appropriate funds to various cultural resource projects in Wake County.

Referred to **Appropriations Committee**.

By Senator Staton:

S.B. 1739, a bill to appropriate funds for various cultural projects in Wake, Harnett, and Lee Counties.

Referred to **Appropriations Committee**.

By Senator Staton:

S.B. 1740, a bill to appropriate funds for various human services programs in Wake, Harnett, and Lee Counties.

Referred to **Appropriations Committee**.

By Senator Staton:

S.B. 1741, a bill to appropriate funds for various community services projects in Wake, Harnett, and Lee Counties.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1742, a bill to appropriate funds for various public projects in North Carolina.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1743, a bill to appropriate funds for the Children's Home Society of North Carolina.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1744, a bill to appropriate funds to the Rural Economic Development Center, Inc., to develop a microenterprise fund as a pilot program.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1745, a bill to assist in providing low-cost housing to low-income persons who live in rural areas.

Referred to **Appropriations Committee**.

By Senator Hipps:

S.B. 1746, a bill to appropriate funds for western North Carolina educational projects.

Referred to **Appropriations Committee**.

By Senator Hipps:

S.B. 1747, a bill to appropriate funds for western North Carolina cultural projects.

Referred to **Appropriations Committee**.

By Senators Barnes, Sherron, Tally, and Shaw:

S.B. 1748, a bill to appropriate funds for capital improvements projects at various State Parks and Recreation Areas.

Referred to **Appropriations Committee**.

By Senators Sands and Goldston:

S.B. 1749, a bill to appropriate funds for the construction of a forestry equipment shed and for an Assistant County Ranger in Alleghany County.

Referred to **Appropriations Committee**.

By Senator Rauch:

S.B. 1750, a bill to appropriate funds to the University of North Carolina for the Lineberger Cancer Center Breast Cancer Program.

Referred to **Appropriations Committee**.

By Senator Walker:

S.B. 1751, a bill to appropriate funds for the LIFEguardianship Program of the Association for Retarded Citizens of North Carolina.

Referred to **Appropriations Committee**.

By Senator Guy:

S.B. 1752, a bill to appropriate funds for the Onslow County Juvenile Restitution Program.

Referred to **Appropriations Committee**.

By Senator Barker:

S.B. 1753, a bill to appropriate funds to Pamlico and Craven Counties to improve the quality of life, improve the safety, and for the economic development of those Counties.

Referred to **Appropriations Committee**.

By Senator Tally:

S.B. 1754, a bill to appropriate funds for Cumberland County fire fighting services.

Referred to **Appropriations Committee**.

By Senators Richardson and Rand:

S.B. 1755, a bill to appropriate funds for the acquisition and restoration of Historic Rosedale in Charlotte.

Referred to **Appropriations Committee**.

By Senator Richardson:

S.B. 1756, a bill to appropriate funds for Charlotte human services projects.

Referred to **Appropriations Committee**.

By Senator McDuffie:

S.B. 1757, a bill to appropriate funds to various fire departments and rescue squads for operating expenses and equipment.

Referred to **Appropriations Committee**.

By Senators Taft and Martin of Pitt:

S.B. 1758, a bill to appropriate funds to continue the restoration and improvements to the Old Martin County Courthouse and to the Asa Biggs House.

Referred to **Appropriations Committee**.

By Senators Taft and Martin of Pitt:

S.B. 1759, a bill to appropriate funds to the Greenville Museum of Art, Incorporated, for capital improvements.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1760, a bill to appropriate funds for various public projects in North Carolina.
Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1761, a bill to appropriate funds for various projects in North Carolina.
Referred to **Appropriations Committee**.

By Senator Parnell:

S.B. 1762, a bill to appropriate funds for the Red Springs Rescue Squad, Inc.
Referred to **Appropriations Committee**.

By Senators Rauch, Marvin, and Harris:

S.B. 1763, a bill to appropriate funds for Gaston County municipal public services projects.
Referred to **Appropriations Committee**.

By Senators Rauch, Marvin, and Harris:

S.B. 1764, a bill to appropriate funds for Gaston County cultural resources projects.
Referred to **Appropriations Committee**.

By Senators Rauch, Marvin, and Harris:

S.B. 1765, a bill to appropriate funds for Gaston County human services projects.
Referred to **Appropriations Committee**.

By Senators Rauch, Marvin, and Harris:

S.B. 1766, a bill to appropriate funds for Gaston County museum projects.
Referred to **Appropriations Committee**.

By Senators Rauch, Marvin, and Harris:

S.B. 1767, a bill to appropriate funds for Gaston schools "Odyssey of the Mind" program.
Referred to **Appropriations Committee**.

By Senator Seymour:

S.B. 1768, a bill to appropriate funds for Greensboro and High Point human services funds.
Referred to **Appropriations Committee**.

By Senator Daniel:

S.B. 1769, a bill to appropriate funds for human services in Alamance and Caswell Counties.
Referred to **Appropriations Committee**.

By Senator Daniel:

S.B. 1770, a bill to appropriate funds for emergency services in Alamance and Caswell Counties.
Referred to **Appropriations Committee**.

By Senator Barnes:

S.B. 1771, a bill to appropriate funds for Wayne and Greene County educational services projects.

Referred to **Appropriations Committee**.

By Senators Staton, Hunt of Durham, Hunt of Moore, Johnson of Wake, Royall, Sherron, and Walker:

S.B. 1772, a bill to appropriate funds for the Research Triangle World Trade Center project.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1773, a bill to initiate an Early Childhood Education Pilot Program.

Referred to **Appropriations Committee**.

By Senator Shaw:

S.B. 1774, a bill to provide funds for increased cultch planting.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1775, a bill to establish the Office of Literacy in the Department of Administration.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1776, a bill to assist export financing.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1777, a bill to provide assistance to North Carolina's aging population.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1778, a bill to provide funds to implement a swine disease testing program.

Referred to **Appropriations Committee**.

By Senator Cobb:

S.B. 1779, a bill to establish a reserve to avoid railway abandonments.

Referred to **Appropriations Committee**.

By Senator Soles:

S.B. 1780, a bill to appropriate funds to the Town of East Arcadia for revitalization.

Referred to **Appropriations Committee**.

By Senator Soles:

S.B. 1781, a bill to appropriate funds for various cultural resources projects in Senate District 18.

Referred to **Appropriations Committee**.

By Senator Soles:

S.B. 1782, a bill to appropriate funds for various community service projects in the Eighteenth Senatorial District.

Referred to **Appropriations Committee**.

By Senator Warren:

S.B. 1783, a bill to appropriate funds for mobile class units for students displaced by the fire that destroyed the Four Oaks School.

Referred to **Appropriations Committee**.

By Senator Warren:

S.B. 1784, a bill to appropriate funds for education projects in Sampson County.

Referred to **Appropriations Committee**.

By Senator Warren:

S.B. 1785, a bill to appropriate funds for cultural enrichment in Johnston and Sampson Counties.

Referred to **Appropriations Committee**.

By Senator Warren:

S.B. 1786, a bill to appropriate funds to establish a Commission to study Statewide School Facility Minimum Standards.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1787, a bill to appropriate funds to various community service organizations in Vance County.

Referred to **Appropriations Committee**.

CONFIRMATION OF APPOINTMENTS

Senator Hunt of Durham submits the following report for the **Pensions and Retirement Committee**:

The Senate Committee on Pensions and Retirement, which has been charged by the Lieutenant Governor with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the Senate of the General Assembly, reports as follows:

The Senate Committee on Pensions and Retirement recommends that in compliance with G.S. 135-6 the members of the Senate vote to confirm the appointment by the Governor of Mr. W. Eugene McCombs, Mr. James M. Cooper, and Mr. James R. Hawkins to a four year term to the Board of Trustees of the Teachers' and State Employees' Retirement System, expiring April 1, 1992.

On motion of Senator Hunt the Senate adopts the report of the Committee by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Martin of Guilford, Marvin, McDuffie, Parnell, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Smith, Speed, Staton, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—38.

Voting in the negative: None.

The Chair announces the confirmation of W. Eugene McCombs, James M. Cooper, and James R. Hawkins, to the Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring April 1, 1992.

RE-REFERRALS

S.B. 1585, a bill to increase the death benefit under the Teachers' and State Employees' Retirement System.

On motion of Senator Hunt of Durham the bill is taken from the Calendar for today and placed before the Senate for immediate consideration.

On motion of Senator Hunt of Durham, Committee Amendment No. 1 is adopted.

On motion of Senator Hunt of Durham, the bill, as amended, is ordered engrossed and re-referred to the Appropriations Committee.

S.B. 1597, a bill to increase the fine for unauthorized parking in a handicapped parking space in the City of Jacksonville.

On motion of Senator Ezzell, the rules are suspended and the bill is taken from the Local Government and Regional Affairs I Committee and re-referred to the Finance Committee.

S.B. 1605, a bill exempting sailboards (wind surfboards) from a local modification for Mecklenburg County of G.S. 75A-6.

On motion of Senator Ezzell, the rules are suspended and the bill is taken from the Local Government and Regional Affairs I Committee and is placed on the Calendar for immediate consideration.

The Chair orders the bill temporarily displaced.

WITHDRAWAL FROM COMMITTEE

S.B. 1608, a bill to amend the law regarding appointments to the Board of Commissioners of the Onslow Memorial Hospital Authority.

On motion of Senator Ezzell, the rules are suspended, and the bill is taken from the Local Government and Regional Affairs I Committee and placed before the Senate for immediate consideration.

The bill passes its second and third readings and is, without objection, sent to the House of Representatives by special messenger.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H.B. 1273, an act to provide permanent registration plates for disaster relief motor vehicles. (Ch. 885)

H.B. 1859 (Committee Substitute), an act to appropriate additional funds for recurring expenses for the 1988-89 fiscal year. (Ch. 886)

H.B. 2190, an act to annex certain territory to the Town of Stoneville at a specified future date. (Ch. 887)

H.B. 2204, an act to add two members to the Martin County and the Bertie County Alcoholic Beverage Control Boards. (Ch. 888)

H.B. 2250, an act to provide for a modified distribution of the local proceeds from operation of alcoholic beverage control stores in the Town of Highlands, Macon County. (Ch. 889)

S.B. 1600, an act to clarify the manner of election of the new Rowan-Salisbury Board of Education. (Ch. 890)

S.J.R. 1588, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity. (Res. 38)

S.J.R. 1643, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate as recommended by the General Statutes Commission. (Res. 39)

S.J.R. 1644, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to allow the district court to sit in Havelock. (Res. 40)

WITHDRAWAL FROM CALENDAR

H.B. 858 (Senate Committee Substitute), a bill to prohibit withdrawal of candidacy after filing deadline and to address other campaign and election matters.

On motion of Senator Kaplan, the Senate Committee Substitute bill is taken, without objection, from the Calendar for today and is placed on the Calendar for Tuesday, June 21, for further consideration.

CONFERENCE COMMITTEE REPORT

H.B. 142 (Senate Committee Substitute), a bill to increase the annual income tax exclusion for federal civil service and military retirement pay, Conference Report, for adoption.

The following Senators are excused from voting for the stated reasons:

Senator Staton: "I am affected by the provisions of the bill which constitutes a conflict of interest."

Senator Cobb: none stated

Senator Richardson: none stated

On motion of Senator Guy, the Conference Report submitted Thursday, June 16, is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 142
(Senate Committee Substitute)

House of Representatives
June 16, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Committee Substitute for **H.B. 142**, a bill to be entitled an act to increase the annual income tax exclusion for federal civil service and military retirement pay to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE COLLINS
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2174, a bill to allow the County of Catawba to impose facility fees.
Referred to **Finance Committee**.

H.B. 2187, a bill to revise and consolidate the Charter of the Town of Clayton.
Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2201, a bill to grant the Town of Rutherfordton authority to hold a referendum on adding a property tax levy for a recreational capital building fund.
Referred to **Finance Committee**.

H.B. 2207, a bill to authorize Alamance County to levy a room occupancy and tourism development tax.
Referred to **Finance Committee**.

H.B. 2210, a bill to allow the Town of Holden Beach to hold additional street assessments in abeyance.
Referred to **Finance Committee**.

H.B. 2216, a bill to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission.
Referred to **Judiciary IV Committee**.

H.B. 2229, a bill to authorize the Town of Sunset Beach to levy a room occupancy and tourism development tax.
Referred to **Finance Committee**.

H.B. 2235, a bill to allow Rutherford County to levy an ad valorem tax for a recreational lake.
Referred to **Finance Committee**.

H.B. 2245, a bill to allow the governing body of Wake County or its incorporated municipalities to contract with banks and other financial institutions for receipt of payment of property taxes.
Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2251, a bill to allow the Cleveland County Board of Commissioners, after public hearing, to extend the boundaries of any voted fire protection district out to five road miles.
Referred to **Finance Committee**.

H.B. 2253, a bill to make it a criminal offense in Washington County for a person to obtain ambulance services without intending to pay for those services although financially able to pay and to make it a criminal offense in Washington County for a person to make an unneeded ambulance request.
Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars.
Referred to **Finance Committee**.

H.B. 2282, a bill to expand the Elizabethtown Airport and Economic Development Commission.
Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2283, a bill to amend the local laws relating to the Bureau of Identification for Wake County.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2288, a bill to make permanent a temporary act providing that the City of Clinton need not mail zoning notices to areas newly annexed or newly added to its extraterritorial jurisdiction.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2295, a bill to authorize the Town of Holden Beach to levy a room occupancy and tourism development tax.

Referred to **Finance Committee**.

H.B. 2297, a bill to amend the Charter of the City of High Point relating to purchasing, contracting and bidding.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2298, a bill to authorize the County of Jones to adopt an official flag.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2303, a bill to exempt the City of Kinston from Article 12, Chapter 160A of the General Statutes in the sale or lease of certain real property to the American Legion Post, Kinston, North Carolina.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2304, a bill to allow the Town of Tabor City to convey certain property at private sale.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2305, a bill to allow the Town of Kernersville to dispose of certain real property by private negotiation and sale.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2310, a bill to amend G.S. 58-490 to include the Redevelopment Commission of the Town of Tarboro in the definition of "local government".

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2313, a bill setting forth the method of electing the Duplin County Board of Commissioners and Board of Education as ordered by the United States District Court in February 1988.

Referred to **Election Laws Committee**.

H.B. 2317, a bill to allow the Town of Pine Knoll Shores to regulate trees.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2319, a bill to amend the law regarding the Board of Commissioners of a hospital authority in Craven Hospital.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2321, a bill to allow Rutherford County and municipalities within that county to enter into long-term contracts for the disposal of solid waste.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2330, a bill allowing construction of the Bertie County Office Building using the design-build contract system.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2339, a bill to change the name of the Greensboro-High Point Regional Airport Authority to the Piedmont Triad Airport Authority and to change the name of the

Greensboro/High Point/ Winston-Salem Regional Airport to the Piedmont Triad International Airport.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2342, a bill to raise the statutory threshold requiring formal bids for apparatus, material, or equipment for Forsyth County, the City of Winston-Salem, and the Forsyth/Stokes Area Mental Health, Mental Retardation and Substance Abuse Authority.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2333, a bill to expand the Bladen County Board of County Commissioners from five to nine members, and to provide for their nomination and election under a mixed electoral system.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2343, a bill providing for the election of the Craven County Board of Commissioners.

Referred to **Election Laws Committee**.

H.B. 2347, a bill to amend the act establishing the Lake Wylie Marine Commission, so as to conform to a similar South Carolina law so that the acts may be submitted to the Congress of the United States for approval.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2350, a bill to define "subdivision" for purposes of subdivision regulations in Person County.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2356, a bill to provide for a special primary to fill a vacancy on the Vance County Board of Education, and to provide that in filling further vacancies, the Board of Education must choose the candidate recommended by the County Party Executive Committee of the vacating member.

Referred to **Election Laws Committee**.

H.B. 2358, a bill to allow Lee County to dispose of certain property to a developer for a Resource Center by either an installment purchase agreement or a lease purchase agreement.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2359, a bill to provide for enforcement of building and other codes by the County of Craven as to property owned or leased by the Craven Regional Medical Center rather than by cities in that county.

Referred to **Local Government and Regional Affairs II Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, and recreational fees, as amended, upon third reading.

On motion of Senator Speed, consideration of the bill, as amended, is postponed until Monday, June 20.

H.B. 280 (Senate Committee Substitute), a bill to authorize Hertford County to levy a room occupancy and tourism development tax, upon third reading.

The Senate Committee Substitute bill passes its third reading by roll call vote, ayes 37, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Smith, Speed, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—37.

Voting in the negative: Senator Bryan—1.

The Senate Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 1603, a bill to conform Catawba County School Board appointments to the provisions of G.S. 115C-37.

The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1606, a bill to amend Chapter 506, 1987 Session Laws, regarding the Charlotte Firefighters' Retirement System.

On motion of Senator Hunt of Durham, Committee Amendment No. 1, which changes the title to read **S.B. 1606**, a bill to amend Chapter 926 of the 1947 Session Laws, as rewritten by Chapter 506, 1987 Session Laws, regarding the Charlotte Firefighters' Retirement System, is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S.B. 1617, a bill to amend Chapter 505 of the 1983 Session Laws, regarding the Wilmington Firemen's Benefit Fund.

The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.J.R. 2613, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider bills relating to projects at the University of North Carolina.

Without objection, on motion of Senator Rand, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H.B. 288 (Senate Committee Substitute), a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law, upon second reading.

Senator Warren offers a motion that the rules be suspended, and the bill be temporarily displaced awaiting copies from printing, which motion prevails.

RE-REFERRALS

S.B. 1712, a bill to authorize the issuance of four hundred fifty million dollars of general obligation bonds of the State, subject to a vote of the qualified voters of the State, to provide funds for highway facilities.

On motion of Senator Rauch, the rules are suspended and the bill is taken from the Finance Committee and re-referred to the Transportation Committee.

S.B. 605 (Committee Substitute), a bill to create a pay policy for State employment under Chapter 126 of the General Statutes and to revise the merit pay system in effect for State employees subject to that Chapter.

On motion of Senator Taft, the rules are suspended and the Committee Substitute bill is taken from the **Appropriations Committee** and re-referred to the **State Personnel Committee**.

WITHDRAWAL FROM CALENDAR

H.B. 1264, a bill to increase the penalty for assaults upon governmental officers and employees.

Without objection, on motion of Senator Taft the bill is taken from the Calendar for today and is placed on the Calendar for Monday, June 20, for consideration.

CALENDAR (Continued)

S.B. 1605, a bill exempting sailboards (wind surfboards) from a local modification for Mecklenburg County of G.S. 75A-6.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H.B. 1204 (Senate Committee Substitute No. 3), a bill to give water and sewer authorities the same power as cities and counties to purchase property subject to a purchase money security interest, upon second reading.

The Chair rules the Senate Committee Substitute bill No. 3 is a material amendment to the original bill and that the adoption of the Senate Committee Substitute bill No. 3 on Thursday, June 16, constitutes first reading.

On motion of Senator Rauch, Senate Committee Substitute bill No. 3 is re-referred to the **Finance Committee**.

S.B. 1621, a bill to amend the North Carolina Technological Development Authority's enabling legislation regarding ownership of incubator facilities to increase public/private partnerships.

On motion of Senator Rand, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

H.B. 243 (Senate Committee Substitute), a bill to ensure that day care home providers are represented on the Child Day-Care Commission.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 475 (Committee Substitute), a bill to require timely payments to subcontractors and suppliers, and to provide for interest on late payments.

On motion of Senator Johnson of Wake, Committee Amendment No. 1 is adopted.

Senator Hipps offers Amendment No. 2 which is adopted (electronically recorded).

Senator Rauch offers Amendment No. 3 which he subsequently withdraws.

The Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Senator Swain objects to the third reading of the bill which objection he subsequently withdraws, whereupon Senator Rauch objects to the third reading of the bill.

The Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 1240 (Senate Committee Substitute), a bill to make certain changes in the law regarding fraudulent disposal of property.

On motion of Senator Kaplan, consideration of the Senate Committee Substitute bill is postponed until Tuesday, June 21.

The Chair declares the Senate in recess until 11:55 for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows

By Senator Rauch for the Finance Committee:

S.B. 1597, a bill to increase the fine for unauthorized parking in a handicapped parking space in the City of Jacksonville, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration, upon second reading.

The bill passes its second reading by roll-call vote, ayes 32, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Moore, Kaplan, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Speed, Swain, Taft, Tally, Ward, and Winner—32.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 1204 (Senate Committee Substitute No. 3), a bill to give water and sewer authorities the same power as cities and counties to purchase property subject to a purchase money security interest, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill No. 3 is placed before the Senate for immediate consideration, upon second reading.

The Senate Committee Substitute bill No. 3 passes its second reading by roll-call vote, ayes 35, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Moore, Kaplan, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Speed, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—35.

Voting in the negative: Senator Smith—1.

The Senate Committee Substitute bill No. 3 is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2174, a bill to allow the County of Catawba to impose facility fees, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration, upon second reading, and on his further motion Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt

of Moore, Kaplan, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—37.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

By Senator Plyler for the Appropriations Committee:

S.B. 1585, a bill to increase the death benefit under the Teachers' and State Employees' Retirement System, as amended, with a favorable report.

On motion of Senator Plyler, the rules are suspended and the bill, as amended, is placed before the Senate for immediate consideration.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

CALENDAR (Continued)

H.B. 288, a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law, upon second reading.

The bill passes its second reading by roll-call vote, ayes 32, noes 2, as follows:

Voting in the affirmative: Senators Allran, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt of Moore, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Shaw, Sherron, Smith, Speed, Swain, Taft, Tally, Walker, Ward, and Warren—32.

Voting in the negative: Senators Seymour and Thomas—2.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

The Chair declares the Senate in recess for 10 minutes for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H.J.R. 2613, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider bills relating to projects at the University of North Carolina. (Res. 41)

The Chair announces receipt of ratified enabling resolutions as follows:

S.J.R. 1588, an act authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity. (Res. 38)

S.J.R. 1643, an act authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate as recommended by the General Statutes Commission. (Res. 39)

S.J.R. 1644, an act authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to allow the district court to sit in Havelock. (Res. 40)

INTRODUCTION OF BILL

Senator Rand moves that Rule 40 be suspended to allow the introduction of the following bill which motion prevails by a two-thirds majority vote.

By Senator Rand:

S.B. 1837, a bill to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity.

On motion of Senator Rand, the bill is placed on the Calendar for Tuesday, June 21.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Seymour for the Alcoholic Beverage Control Committee:

H.B. 2213, a bill to provide for the distribution of the proceeds of the surcharge on liquor sold to liquor by the drink permittees in Alamance County to the Cities of Burlington and Graham, with a favorable report.

On motion of Senator Harrington, seconded by Senator Daniel, the Senate adjourns at 12:25 P.M. to meet Monday, June 20, at 6:30 P.M.

ONE HUNDRED FORTY-EIGHTH DAY

SENATE CHAMBER,
Monday, June 20, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O God, Who in the dawn of earth's first morning, didst speak, saying: 'Let there be light..'

"Here in our world of many words, where contending voices clamor for attention, we ask of Thee the gift of a listening ear so that we may hear the Voice that speaks the truth which resonates deeply within—that Still Small Voice which alone can enable us to discern right from wrong, good from bad, wisdom from folly.

"Our mothers and fathers have told us, O Living Lord, Thy Word is a two-edged sword that can cause strong hands to tremble and human flesh to quiver.

"It is a surgeon's scalpel that cuts away unauthentic forms of faith, and can plumb the depths of our best-loved hypocrisy.

"Even so, O God, we are bold to pray, 'I am listening, Lord, for Thee: Master, speak! O speak to me!' Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 17, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Sands, Cobb, Goldston, and Smith for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 837 (Senate Committee Substitute), an act to permit home instruction, under certain conditions, as a means of complying with compulsory school attendance requirements. (Ch. 891)

H. B. 142 (Senate Committee Substitute), an act to increase the annual income tax exclusion for federal civil service and military retirement pay. (Ch. 892)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Walker and Hunt of Moore:

S. B. 1788, a bill to appropriate funds for fire fighting and rescue services in Orange and Moore Counties.

Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1789, a bill to appropriate funds to various cultural resource organizations in Nash and Wilson Counties.

Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1790, a bill to appropriate funds to the Department of Community Colleges for the Wilson County Technical College.

Referred to Appropriations Committee.

By Senators Plyler and Conder:

S. B. 1791, a bill to appropriate funds for various North Carolina statewide projects.

Referred to Appropriations Committee.

By Senators Plyler and Conder:

S. B. 1792, a bill to appropriate funds for human services programs in Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties.

Referred to Appropriations Committee.

By Senators Goldston and Sands:

S.B. 1793, a bill to appropriate funds for various cultural programs in Surry, Ashe, and Stokes Counties.

Referred to **Appropriations Committee**.

By Senator Thomas:

S.B. 1794, a bill to appropriate funds for local human service projects in western North Carolina.

Referred to **Appropriations Committee**.

By Senator Thomas:

S.B. 1795, a bill to appropriate funds for projects and improvements at Blue Ridge Community College and at the University of North Carolina at Asheville.

Referred to **Appropriations Committee**.

By Senators Hunt of Moore and Walker:

S.B. 1796, a bill to appropriate funds for various local community service projects in the Sixteenth District.

Referred to **Appropriations Committee**.

By Senators Hunt of Moore and Walker:

S.B. 1797, a bill to appropriate funds for the renovation of the Sandhills Community College Library.

Referred to **Appropriations Committee**.

By Senators Conder and Plyler:

S.B. 1798, a bill to appropriate funds for various human services programs in Scotland and Richmond Counties.

Referred to **Appropriations Committee**.

By Senators Conder and Plyler:

S.B. 1799, a bill to appropriate funds for various community service projects in Anson and Richmond Counties.

Referred to **Appropriations Committee**.

By Senators Conder and Plyler:

S.B. 1800, a bill to appropriate funds for several cultural projects in Richmond County.

Referred to **Appropriations Committee**.

By Senator Martin of Guilford:

S.B. 1801, a bill to appropriate funds for a Guilford County arts project.

Referred to **Appropriations Committee**.

Senator Martin of Guilford:

S.B. 1802, a bill to appropriate funds for Guilford County education projects.

Referred to **Appropriations Committee**.

By Senator Martin of Guilford:

S.B. 1803, a bill to appropriate funds for a Guilford County mediation project.

Referred to **Appropriations Committee**.

By Senator Martin of Guilford:

S.B. 1804, a bill to appropriate funds for Guilford County restoration and renovation projects.

Referred to **Appropriations Committee**.

By Senator Barker:

S.B. 1805, a bill to appropriate funds to the A.A. Cunningham Air Museum Foundation, Inc., for planning costs for an air museum.

Referred to **Appropriations Committee**.

By Senator Ezzell:

S.B. 1806, a bill to appropriate funds to various human services projects in Halifax and Nash Counties.

Referred to **Appropriations Committee**.

By Senator Rand:

S.B. 1807, a bill to appropriate funds to encourage the growth of industry in Cumberland County and the Fayetteville area.

Referred to **Appropriations Committee**.

By Senators Rand and Warren:

S.B. 1808, a bill to appropriate funds to promote tourism in eastern North Carolina.

Referred to **Appropriations Committee**.

By Senators Walker and Hunt of Moore:

S.B. 1809, a bill to appropriate funds for the Chatham Drug Task Force.

Referred to **Appropriations Committee**.

By Senators Sands and Goldston:

S.B. 1810, a bill to appropriate funds for various public safety projects in Rockingham and Stokes Counties.

Referred to **Appropriations Committee**.

By Senators Sands and Goldston:

S.B. 1811, a bill to appropriate funds for various municipal improvement projects in Rockingham and Surry Counties.

Referred to **Appropriations Committee**.

By Senator Sands:

S.B. 1812, a bill to appropriate funds for forestry equipment and an Assistant County Ranger in Alleghany County.

Referred to **Appropriations Committee**.

By Senators Goldston and Sands:

S.B. 1813, a bill to appropriate funds for various human services programs in Rockingham and Surry Counties.

Referred to **Appropriations Committee**.

By Senators Hunt of Moore and Walker:

S.B. 1814, a bill to appropriate funds for various human service projects in the Sixteenth District.

Referred to **Appropriations Committee**.

By Senators Swain and Winner:

S.B. 1815, a bill to appropriate funds for various projects in Buncombe, Jackson, and Madison Counties.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1816, a bill to appropriate funds to various human services organizations in Vance, Franklin, Wake, and Warren Counties.

Referred to **Appropriations Committee**.

By Senator Speed:

S.B. 1817, a bill to appropriate funds to various public safety organizations in Franklin and Wake Counties.

Referred to **Appropriations Committee**.

By Senator Barker:

S.B. 1818, a bill to appropriate funds for historical purposes in Carteret County.

Referred to **Appropriations Committee**.

By Senator Daniel:

S.B. 1819, a bill to appropriate funds to the Town of Haw River for a fence around the Haw River Recreation Park.

Referred to **Appropriations Committee**.

By Senator Thomas:

S.B. 1820, a bill to appropriate funds for cultural resource projects in Transylvania and Henderson Counties.

Referred to **Appropriations Committee**.

By Senator Martin of Pitt:

S.B. 1821, a bill to appropriate funds for 6th Senate District cultural resources projects.

Referred to **Appropriations Committee**.

By Senators Taft and Basnight:

S.B. 1822, a bill to appropriate funds to the City of Washington for a swimming pool.

Referred to **Appropriations Committee**.

By Senator Barker:

S.B. 1823, a bill to allow the district court to sit in Havelock.

Referred to **Judiciary II Committee**.

By Senator Daniel:

S.B. 1824, a bill to appropriate funds to the Piedmont Triad Council of Government for economic development.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1825, a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—1.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1826, a bill to appropriate funds to the City of Troy for expansion of Troy Park.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1827, a bill to appropriate funds for cultural programs in Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties.

Referred to **Appropriations Committee**.

By Senator Daniel:

S.B. 1828, a bill to appropriate funds for paving the parking lot at the Alamance County Historical Museum.

Referred to **Appropriations Committee**.

By Senators Barnes and Seymour:

S.B. 1829, a bill to appropriate funds to North Carolina State University to provide technical services for recreation in North Carolina.

Referred to **Appropriations Committee**.

By Senator Barnes:

S.B. 1830, a bill to appropriate funds for Wayne County community services projects.

Referred to **Appropriations Committee**.

By Senator Barnes:

S.B. 1831, a bill to appropriate funds for Wayne and Greene County Fire and Rescue Squad public safety projects.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1832, a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—4.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1833, a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—3.

Referred to **Appropriations Committee**.

By Senators Plyler and Conder:

S.B. 1834, a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—5.

Referred to **Appropriations Committee**.

By Senator Royall:

S.B. 1835, a bill to appropriate funds for Durham, Granville, Person, and Orange Counties—5.

Referred to **Appropriations Committee**.

By Senator Warren:

S.B. 1836, a bill to appropriate funds for community services projects in Johnston and Sampson Counties.

Referred to **Appropriations Committee**.

By Senator Smith:

S.B. 1838, a bill to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities.

Referred to **Environment Committee**.

By Senator Barker:

S.B. 1839, a bill to provide that the University of North Carolina Sea Grant College Program shall test the feasibility of reseeding bay scallops and initiating bay scallop aquaculture in North Carolina and to appropriate funds for the testing.

Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 301, a bill to delete the requirement that vehicles approaching a flashing yellow light should yield the right of way, for concurrence in the House Committee Substitute bill which changes the title, upon concurrence, to read, **S.B. 301** (House Committee Substitute), a bill to change the terms of the at-large members of the Board of Directors of the North Carolina Memorial Hospital.

Referred to **Transportation Committee**.

S.B. 511, a bill to make technical corrections to the insurance law, for concurrence in the House Committee Substitute bill which changes the title, upon concurrence, to read, **S.B. 511** (House Committee Substitute), a bill to make technical amendments to the insurance law.

Referred to **Insurance Committee**.

H.B. 2170, a bill to expand the income tax exemption for double leg amputees to include below-the-knee amputation.

Referred to **Finance Committee**.

H.B. 2186, a bill to exempt insulin from sales and use taxes.

Referred to **Finance Committee**.

H.B. 2203, a bill relating to performance and payment bonds to the City of Winston-Salem.

Referred to **Finance Committee**.

H.B. 2214, a bill to increase the maximum vehicle tax that can be levied in the Town of Murfreesboro from five dollars to twenty dollars.

Referred to **Finance Committee**.

H.B. 2220, a bill to revise and consolidate the Charter of the Town of Castalia, North Carolina.

Referred to **Finance Committee**.

H.B. 2234, a bill to increase the supplemental retirement available under the Shelby Local Firemen's Relief Fund.

Referred to **Pensions and Retirement Committee**.

H.B. 2239, a bill to amend the fox hunting law in Wayne County.
Referred to **Natural and Economic Resources and Wildlife Committee.**

H.B. 2240, a bill to allow Wake County to create rural fire protection districts contiguous with the boundaries of existing county fire service districts and to annex territory to rural fire protection districts.

Referred to **Local Government and Regional Affairs I Committee.**

H.B. 2252, a bill to repeal the prohibition of running deer on part of Dare County.
Referred to **Natural and Economic Resources and Wildlife Committee.**

H.B. 2254, a bill regarding the taking of black bears in certain counties.
Referred to **Natural and Economic Resources and Wildlife Committee.**

H.B. 2261 (Committee Substitute), a bill enabling the Towns of Nags Head and Kill Devil Hills to pass an ordinance to require that all rental residential dwelling units have automatic smoke detectors and to allow pawn shops to operate in the Colington Tax District.

Referred to **Local Government and Regional Affairs II Committee.**

H.B. 2279, a bill to authorize the Town of Ahoskie to levy special assessments for street or sidewalk improvements.

Referred to **Finance Committee.**

H.B. 2290, a bill to extend the time during which the Cherokee Board of Equalization and Review may sit.

Referred to **Finance Committee.**

H.B. 2296, a bill to amend the Charter of the City of High Point relating to assessments for water mains and sewers.

Referred to **Finance Committee.**

H.B. 2299, a bill to allow shampooing by unlicensed shampooers in Duplin County.

Referred to **Local Government and Regional Affairs I Committee.**

H.B. 2315, a bill to amend Session Laws 1985 (Regular Session 1986), Chapter 903, to require any person possessing a firearm or bow and arrow that is readily available for use to secure an entry permit before entering or remaining on registered land or remaining on abutting portions of highway.

Referred to **Natural and Economic Resources and Wildlife Committee.**

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax.

Referred to **Finance Committee.**

H.B. 2318, a bill to authorize the Town of Pine Knoll Shores to create a sea turtle sanctuary.

Referred to **Natural and Economic Resources and Wildlife Committee.**

H.B. 2326, a bill to authorize Richmond County to levy a room occupancy tax.
Referred to **Finance Committee.**

H.B. 2328, a bill to amend the Charter of the Mooresville Graded School District to provide for the extension of the boundaries of the district.

Referred to **Finance Committee.**

H.B. 2331 (Committee Substitute), a bill to validate certain registration certifications in Martin County.

Referred to **Local Government and Regional Affairs I Committee.**

H.B. 2332, a bill to authorize Pender County to levy a room occupancy and tourism development tax.

Referred to **Finance Committee**.

H.B. 2334, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Wade.

Referred to **Alcoholic Beverage Control Committee**.

H.B. 2344, a bill regarding the Stanly County Economic Development Commission.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2345, a bill to expand the Stanly County Airport Authority.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2346, a bill to change the statutory definition of subdivision for Stanly County.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2348, a bill to amend the Gastonia Fair Housing Act.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2352, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2354, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Godwin.

Referred to **Alcoholic Beverage Control Committee**.

H.B. 2360 (Committee Substitute), a bill to allow "severely distressed counties" and cities in those counties to retain small cities Community Development Block Grant Program income.

Referred to **Finance Committee**.

H.B. 2361, a bill to modify legal restrictions on the City of Lumberton's use of its occupancy tax proceeds.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2372, a bill to amend the formula used to apportion the income of multi-state corporations to this State for income taxation and to conform the formula for payment of estimated taxes to the federal formula.

Referred to **Finance Committee**.

H.J.R. 2377, a joint resolution authorizing the 1987 General Assembly, 1988 Session to consider a bill to be entitled, an act to insure freedom from political interference for additional classes of state employees.

Referred to **Rules and Operation of the Senate Committee**.

H.B. 2389 (Committee Substitute), a bill to provide for special tax treatment of Subchapter S Corporations.

Referred to **Finance Committee**.

H.B. 2228, a bill to allow the Towns of Holden Beach and Sunset Beach to make special assessments for undergrounding of utilities.

Referred to **Finance Committee**.

H.B. 2244, a bill concerning voluntary satellite annexations by the Town of Garner.

Referred to **Finance Committee**.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service.
Referred to Pensions and Retirement Committee.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1597, a bill to increase the fine for unauthorized parking in a handicapped parking space in the City of Jacksonville, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1632, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees and recreational fees, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H.B. 2174, a bill to allow the County of Catawba to impose facility fees, as amended, upon third reading.

Senator Allran offers a motion that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails.

Senator Allran offers Amendment No. 2 which is adopted (electronically recorded).

The bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 0, as follows:—

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—39.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1615, a bill to authorize the City of Raleigh to levy a motor vehicle tax not to exceed ten dollars, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham,

Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2213, an act to provide for the distribution of the proceeds of the surcharge on liquor sold to liquor by the drink permittees in Alamance County to the Cities of Burlington and Graham.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 288 (Senate Committee Substitute), a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law, upon third reading.

Senator Ezzell rises to a point of order as to the Senate Committee Substitute bill being germane to the original bill.

The Chair rules that the Senate Committee Substitute bill is germane.

Senator Ezzell offers Amendment No. 1. After lengthy debate, Senator Ezzell calls the previous question, duly seconded. The call is sustained. Amendment No. 1 fails of adoption (electronically recorded).

Senator Ezzell, offers a motion to the end that the Senate Committee Substitute bill be removed from today's Calendar and placed on the Calendar for Tuesday, June 21, for further consideration, which motion fails to prevail.

Senator Ezzell offers Amendment No. 2. Senator Warren offers a motion that Amendment No. 2 do lie upon the table, duly seconded, which motion prevails (electronically recorded). Amendment No. 2 lies upon the table.

Senator Warren calls the previous question, seconded by Senator Harris. The call is sustained.

The Senate Committee Substitute bill passes its third reading by roll-call vote, ayes 36, noes 8, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Conder, Daniel, Ezzell, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Sherron, Simpson, Soles, Staton, Swain, Taft, Tally, Walker, Ward, and Warren—36.

Voting in the negative: Senators Bryan, Guy, Kincaid, McDuffie, Shaw, Speed, Thomas, and Winner—8.

The Senate Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 1204 (Senate Committee Substitute No. 3), a bill to give water and sewer authorities the same power as cities and counties to purchase property subject to a purchase money security interest, upon third reading.

The Senate Committee Substitute bill No. 3 passes its third reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Daniel, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The Senate Committee Substitute bill No. 3 is ordered sent to the House of Representatives for concurrence in Senate Committee Substitute bill No. 3.

S.B. 1612, a bill to update the reference to the Internal Revenue Code used to determine certain taxable income and tax exemptions, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Bryan, Conder, Daniel, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow, for further consideration, upon third reading.

H.B. 1111 (Senate Committee Substitute), a bill to require the registration of certain makers of mortgage loans on residential real property, upon second reading.

On motion of Senator Rauch, the Senate Committee Substitute bill is removed from the Calendar for today and re-referred to the Finance Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES
June 20, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has confirmed Mr. Fred W. Talton of Wake County as the State Controller.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

RE-REFERRAL

S.B. 1720, a bill to establish 16 pilot centers for prekindergarten children to be administered by the State Board of Education.

On motion of Senator Conder, the rules are suspended, and the bill is taken from the Children and Youth Committee and re-referred to the Appropriations Committee.

The President recognizes the following pages serving in the Senate this week: Walker Armfield, Greensboro; Elizabeth Ashburn, Asheboro; Rolf Blizzard III, Kenansville; William Henry Breeden, Fayetteville; Jennifer Marsh Brooks, Monroe; Pam Carter, Elizabeth City; Amy Curlee, Albemarle; Molly McKay Dickinson, High Point; Michael Eckard, Greensboro; Barbara Jeanette Faulk, Monroe; April Jacumin, Hildebran; Rachel Ann Juren, Mount Gilead; Hilary Leathers, Rockingham; Krista Anne Little, Kannapolis; Deebai Marriott Longtemps, Wilson; Matthew Charles Martin, Raleigh; Angela Aveda McLean, Hickory; Brad Myers, Greenville; Jeff Palmer, Fayetteville; Allison Roberts, Gastonia; Damon Rogers, Waxhaw;

Kendrick Lamont Rogers, Jacksonville; Jennifer Lynn Smith, Asheboro; Robert L. Stallings IV, New Bern; Tommy Starling, Fayetteville; Joel Brynn Thomas, Van-
ceboro; Brad Wilkinson, Asheboro; and Patrick Sloan Wooten, Maple Hill.

On motion of Senator Harrington, seconded by Senator Barker, the Senate adjourns at 7:40 P.M. in memory of Dennis Watson Bryan, former member of the General Research Division of the North Carolina General Assembly, to meet tomorrow at 1:30 P.M.

ONE HUNDRED FORTY-NINTH DAY

SENATE CHAMBER,
Tuesday, June 21, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O wise and gracious God, you have honored us by making us in Your image, after Your likeness, and by breathing into our nostrils Your very breath.

"And yet, O Sovereign Lord, You have humbled us by making us out of clay—common, ordinary, clay.

"Our minds may shine, for a moment, with the brilliance of sun on silver; and our hearts may beat, for a while, with the purity of purest gold; still, each of us has feet of clay. At best, we are modest, with much to be modest about.

"So we, your daughters and sons, look to You Kind Father, grateful for the honors which flow to us from heaven and earth; mindful of our shortcomings which need forgiveness, and of our weaknesses which need Your strength.

"Thus, in setting ourselves to the task of another legislative day, we stand in honor, but we bow in humility, as we offer to You, our thanks, and as we ask of You, Your help. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 20, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Smith, Goldston, and Cobb for today.

Upon motion of Senator Tally, the Chair extends courtesies of the gallery to Vice-Chancellor Nash Winstead of North Carolina State University and the North Carolina State Fact Pack, 1988 College Bowl National Champions, Charles Wessell, (Captain) Dan Petrus, Larry Sorrels, Jay Edwards, Ben Lea, and (Coach) Mike Kazmiesczak.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H.B. 826 (Senate Committee Substitute), an act to amend Chapter 50B by clarifying the definition of bodily injury for children in domestic violence cases, by allowing

the filing of a motion in certain existing actions for domestic violence relief, and by requiring notice of hearings for emergency relief. (Ch. 893)

H.B. 2213, an act to provide for the distribution of the proceeds of the surcharge on liquor sold to liquor by the drink permittees in Alamance County to the Cities of Burlington and Graham. (Ch. 894)

S.J.R. 1699, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to amend the definition of rural area contained in an act to authorize the creation of North Carolina Enterprise Corporations." (Res. 42)

SPECIAL MESSAGE TO THE HOUSE OF REPRESENTATIVES

H.B. 288 (Senate Committee Substitute), a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law.

On motion of Senator Warren, the Senate Committee Substitute bill which passed its third reading on June 20, is ordered, without objection, sent to the House of Representatives by special messenger.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

H.B. 1111 (Senate Committee Substitute), a bill to require the registration of certain makers of mortgage loans on residential real property, with a favorable report.

Without objection, on motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar for consideration in its regular order of business.

H.B. 2170, a bill to expand the income tax exemption for double leg amputees to include below-the-knee amputation, with a favorable report.

H.B. 2186, a bill to exempt insulin from sales and use taxes, with a favorable report.

H.B. 2201, a bill to grant the Town of Rutherfordton authority to hold a referendum on adding a property tax levy for a recreational capital building fund, with a favorable report.

H.B. 2203, a bill relating to performance and payment bonds to the City of Winston-Salem, with a favorable report.

H.B. 2207, a bill to authorize Alamance County to levy a room occupancy and tourism development tax, with a favorable report.

H.B. 2210, a bill to allow the Town of Holden Beach to hold additional street assessments in abeyance, with a favorable report.

H.B. 2214, a bill to increase the maximum vehicle tax that can be levied in the Town of Murfreesboro from five dollars to twenty dollars, with a favorable report.

H.B. 2220, a bill to revise and consolidate the Charter of the Town of Castalia, North Carolina, with a favorable report.

H.B. 2228, a bill to allow the Towns of Holden Beach and Sunset Beach to make special assessments for undergrounding of utilities, with a favorable report.

H.B. 2229, a bill to authorize the Town of Sunset Beach to levy a room occupancy and tourism development tax, with a favorable report.

H.B. 2235, a bill to allow Rutherford County to levy an ad valorem tax for a recreational lake, with a favorable report.

H.B. 2251, a bill to allow the Cleveland County Board of Commissioners, after public hearing, to extend the boundaries of any voted fire protection district out to five road miles, with a favorable report.

H.B. 2279, a bill to authorize the Town of Ahoskie to levy special assessments for street or sidewalk improvements, with a favorable report.

H.B. 2295, a bill to authorize the Town of Holden Beach to levy a room occupancy and tourism development tax, with a favorable report.

H.B. 2296, a bill to amend the Charter of the City of High Point relating to assessments for water mains and sewers, with a favorable report.

H.B. 2326, a bill to authorize Richmond County to levy a room occupancy tax, with a favorable report.

H.B. 2328, a bill to amend the Charter of the Mooresville Graded School District to provide for the extension of the boundaries of the district, with a favorable report.

H.B. 2332, a bill to authorize Pender County to levy a room occupancy and tourism development tax, with a favorable report.

H.B. 2290, a bill to extend the time during which the Cherokee Board of Equalization and Review may sit, with a favorable report, as amended.

RE-REFERRAL

H.B. 2360 (Committee Substitute), a bill to allow "severely distressed counties" and cities in those counties to retain small cities Community Development Block Grant Program income.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is taken from the Finance Committee and re-referred to the Economic Growth Committee.

REPORTS OF COMMITTEES (Continued)

By Senator Ezzell for the Local Government and Regional Affairs I Committee:

H.B. 2187, a bill to revise and consolidate the Charter of the Town of Clayton, with a favorable report.

On motion of Senator Ezzell, the bill is re-referred to the Finance Committee.

H.B. 2208, a bill to allow Alamance County to name and assign street numbers to private roads in unincorporated areas, with a favorable report.

H.B. 2240, a bill to allow Wake County to create rural fire protection districts contiguous with the boundaries of existing county fire service districts and to annex territory to rural fire protection districts, with a favorable report.

H.B. 2241, a bill to permit certain community colleges to grant security interests to federal agencies, with a favorable report.

H.B. 2245, a bill to allow the governing body of Wake County or its incorporated municipalities to contract with banks and other financial institutions for receipt of payment of property taxes, with a favorable report.

H.B. 2273, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority, with a favorable report.

H.B. 2282, a bill to expand the Elizabethtown Airport and Economic Development Commission, with a favorable report.

H.B. 2283, a bill to amend the local laws relating to the Bureau of Identification for Wake County, with a favorable report.

H.B. 2288, a bill to make permanent a temporary act providing that the City of Clinton need not mail zoning notices to areas newly annexed or newly added to its extraterritorial jurisdiction, with a favorable report.

H.B. 2298, a bill to authorize the County of Jones to adopt an official flag, with a favorable report.

H.B. 2299, a bill to allow shampooing by unlicensed shampooers in Duplin County, with a favorable report.

H.B. 2303, a bill to exempt the City of Kinston from Article 12, Chapter 160A of the general statutes in the sale or lease of certain real property to the American Legion Post, Kinston, North Carolina, with a favorable report.

H.B. 2304, a bill to allow the Town of Tabor City to convey certain property at private sale, with a favorable report.

H.B. 2305, a bill to allow the Town of Kernersville to dispose of certain real property by private negotiation and sale, with a favorable report.

H.B. 2321, a bill to allow Rutherford County and municipalities within that county to enter into long-term contracts for the disposal of solid waste, with a favorable report.

H.B. 2331 (Committee Substitute), a bill to validate certain registration certifications in Martin County, with a favorable report.

H.B. 2333, a bill to expand the Bladen County Board of County Commissioners from five to nine members, and to provide for their nomination and election under a mixed electoral system, with a favorable report.

H.B. 2348, a bill to amend the Gastonia Fair Housing Act, with a favorable report.

H.B. 2350, a bill to define "subdivision" for purposes of subdivision regulations in Person County, with a favorable report.

H.B. 2358, a bill to allow Lee County to dispose of certain property to a developer for a Resource Center by either an installment purchase agreement or a lease purchase agreement, with a favorable report.

H.B. 2361, a bill to modify legal restrictions on the City of Lumberton's use of its occupancy tax proceeds, with a favorable report.

H.B. 2347, a bill to amend the act establishing the Lake Wylie Marine Commission, so as to conform to a similar South Carolina law so that the acts may be submitted to the Congress of the United States for approval, with a favorable report, as amended.

H.B. 2172, a bill to allow the City of Kinston and Lenoir County to acquire land for industrial development and dispose of same without public sale, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Ezzell, the rules are suspended and the Senate Committee Substitute bill which changes the title to read **H.B. 2172**, a bill to be entitled an act to allow the Cities of Kinston and Morganton, and the Counties of Burke and Lenoir to acquire land for industrial development and dispose of same without public sale, is placed before the Senate for immediate consideration.

On motion of Senator Ezzell, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

By Senator Hunt of Moore for the Local Government and Regional Affairs II Committee:

H.B. 2196, a bill to allow Cabarrus Memorial Hospital to award an associate degree to graduates of its nursing education program, with a favorable report.

H.B. 2199, a bill to allow the City of Brevard to dispose of certain real property by private negotiation and sale, with a favorable report.

H.B. 2249 (Committee Substitute), a bill to allow McDowell County to convey certain property at private sale, with a favorable report.

H.B. 2253, a bill to make it a criminal offense in Washington County for a person to obtain ambulance services without intending to pay for those services although financially able to pay and to make it a criminal offense in Washington County for a person to make an unneeded ambulance request, with a favorable report.

H.B. 2261 (Committee Substitute), a bill enabling the Towns of Nags Head and Kill Devil Hills to pass an ordinance to require that all rental residential dwelling units have automatic smoke detectors and to allow pawn shops to operate in the Colington Tax District, with a favorable report.

H.B. 2297, a bill to amend the Charter of the City of High Point relating to purchasing, contracting and bidding, with a favorable report.

H.B. 2317, a bill to allow the Town of Pine Knoll Shores to regulate trees, with a favorable report.

H.B. 2319, a bill to amend the law regarding the Board of Commissioners of a hospital authority in Craven Hospital, with a favorable report.

H.B. 2330, a bill allowing construction of the Bertie County Office Building using the design-build contract system, with a favorable report.

H.B. 2342, a bill to raise the statutory threshold requiring formal bids for apparatus, material, or equipment for Forsyth County, the City of Winston-Salem, and the Forsyth/Stokes Area Mental Health, Mental Retardation and Substance Abuse Authority, with a favorable report.

H.B. 2344, a bill regarding the Stanly County Economic Development Commission, with a favorable report.

H.B. 2345, a bill to expand the Stanly County Airport Authority, with a favorable report.

H.B. 2346, a bill to change the statutory definition of subdivision for Stanly County, with a favorable report.

H.B. 2359, a bill to provide for enforcement of building and other codes by the County of Craven as to property owned or leased by the Craven Regional Medical Center rather than by cities in that county, with a favorable report.

H.B. 2238, a bill to allow the Goldsboro-Wayne Airport Authority to enter into longer-term lease, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Hunt of Moore, the rules are suspended and the Senate Committee Substitute bill which changes the title to read **H.B. 2238**, a bill to allow the Goldsboro-Wayne Airport Authority and the County of Duplin as to airport property to enter into longer-term leases, and to allow Wayne County to dispose of certain property by private sale, is placed before the Senate for immediate consideration.

On motion of Senator Hunt of Moore, the Senate Committee Substitute bill is adopted, and on her further motion is placed on the Calendar for tomorrow for further consideration.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Plyler and Conder:

S.B. 1840, a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—2.

Referred to Appropriations Committee.

By Senators Marvin and Parnell:

S.B. 1841, a bill to appropriate funds for the renovations of the highway patrol stations in Robeson County and Gaston County.

Referred to Appropriations Committee.

By Senator Rand:

S.J.R. 1842, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to provide for the use of pen registers and trap and trace devices in conformity with federal law.

Referred to Rules and Operation of the Senate Committee.

By Senator Block:

S.B. 1843, a bill to appropriate funds for public safety needs and projects in New Hanover County.

Referred to Appropriations Committee.

By Senator Block:

S.B. 1844, a bill to appropriate funds for community service projects in New Hanover County.

Referred to Appropriations Committee.

By Senator Block:

S.B. 1845, a bill to appropriate funds for local cultural resource projects in New Hanover County.

Referred to **Appropriations Committee**.

By Senator Thomas:

S.B. 1846, a bill to appropriate funds to Graham County for the Santeetlah Community Center and Santeetlah Volunteer Fire Department.

Referred to **Appropriations Committee**.

By Senator Harrington:

S.B. 1847, a bill to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate.

Referred to **Rules and Operation of the Senate Committee**.

By Senator Sherron:

S.B. 1848, a bill to appropriate funds for Wake and Harnett County cultural resources projects.

Referred to **Appropriations Committee**.

By Senator Sherron:

S.B. 1849, a bill to appropriate funds for Wake and Lee human services projects.

Referred to **Appropriations Committee**.

By Senator Basnight:

S.B. 1850, a bill to appropriate funds for local governments for public service projects in the First Senatorial District.

Referred to **Appropriations Committee**.

By Senator Basnight:

S.B. 1851, a bill to authorize the Legislative Research Commission to study the issue of emergency evacuations forced by a hurricane and the ability of State and local governments to carry out an evacuation in the event of such an emergency.

Referred to **Rules and Operation of the Senate Committee**.

By Senator Basnight:

S.B. 1852, a bill to appropriate funds for various construction and public improvement projects in the First Senatorial District.

Referred to **Appropriations Committee**.

By Senator Ezzell:

S.B. 1853, a bill to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate.

Referred to **Judiciary I Committee**.

By Senator Taft:

S.B. 1854, a bill to appropriate funds for various public safety projects in the 9th District of North Carolina.

Referred to **Appropriations Committee**.

By Senator Taft:

S.B. 1855, a bill to appropriate funds for various community service projects in the 9th District.

Referred to **Appropriations Committee**.

By Senator Daniel:

S.B. 1856, a bill to appropriate funds for public schools in Alamance and Caswell Counties.

Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S.B. 758, a bill to authorize revenue bonds to be issued to finance facilities for agencies of the federal government, for concurrence in the House Committee Substitute bill, which changes the title upon concurrence to read **S.B. 758** (House Committee Substitute), a bill to authorize revenue bonds to be issued to finance facilities for agencies of the federal government.

Referred to **Finance Committee**.

H.B. 2169, a bill to change the effective date of the transfer of responsibility for issuing bingo licenses from the Department of Revenue to the Department of Human Resources.

Referred to **Judiciary I Committee**.

H.B. 2211, a bill to validate the actions of the Brunswick Utility Operations Board concerning certain assessments, and to allow continued delegation of certain assessment functions.

Referred to **Finance Committee**.

H.B. 2212, a bill to incorporate the Town of Varnamtown; subject to a referendum.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2222, a bill to modify the distribution of profits from the operation of alcoholic beverage control stores in Northampton County pertaining to financing of law enforcement.

Referred to **Alcoholic Beverage Control Committee**.

H.B. 2230, a bill to incorporate the Town of Cedar Point.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2258, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees.

Referred to **Finance Committee**.

H.B. 2259, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees.

Referred to **Finance Committee**.

H.B. 2260, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees.

Referred to **Finance Committee**.

H.B. 2274, a bill redefining the city limits of the City of Wilson.
Referred to **Finance Committee**.

H.B. 2278, a bill to authorize Craven County to appoint a special board of equalization and review.
Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2337, a bill to authorize municipalities within Guilford County to enter into agreements concerning annexations.
Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2351, a bill to permit the Granville County Board of Education to choose the building contract system it uses for the construction of a new middle school.
Referred to **Education Committee**.

H.B. 2355, a bill to incorporate the Town of Santeetlah.
Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2357, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees.
Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2365 (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws.
Referred to **Finance Committee**.

H.J.R. 2475, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to provide that an admission fee may be charged for the three North Carolina aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina aquariums."

Referred to **Rules and Operation of the Senate Committee**.

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates.

Referred to **Judiciary I Committee**.

CALENDAR

Bills and resolutions on the Calendar, carried forward as unfinished business from June 20, are taken up and disposed of as follows:

H.B. 546 (Senate Committee Substitute), a bill to provide for amendments to the Employment Security Law.

Senator Rauch offers a motion that the Senate Committee Substitute bill be sent to the **Finance Committee** pursuant to Rule 42.

Senator Thomas rises to a point of order as to the Senate Committee Substitute bill not falling under the provisions of Senate Rule 42 as a finance matter.

The Chair sustains the point of order and rules that Rule 42 is not applicable to the Senate Committee Substitute bill but further rules that the motion to refer the Senate Committee Substitute bill to a committee is in order.

After further debate and without objection, Senator Rauch withdraws his motion to refer the Senate Committee Substitute bill to the **Finance Committee**.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

Senator Harris objects to the third reading of the Senate Committee Substitute bill.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 1171 (Senate Committee Substitute), a bill to improve administration of the Sedimentation Pollution Control Act of 1973.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

Senator Thomas objects to the third reading of the bill.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 1264, a bill to increase the penalty for assaults upon governmental officers and employees.

Senator Taft offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second reading (electronically recorded).

Senator Taft objects to the third reading of the bill, as amended.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

RE-REFERRALS

H.B. 1215, a bill to extend the State Personnel Act exemption for employees of the Judicial Department and of the General Assembly to employees of the Office of Administrative Hearings and to establish the method of determining the compensation of employees of the Office of Administrative Hearings.

On motion of Senator Guy the rules are suspended and the bill is taken from the State Government Committee and re-referred to the Judiciary I Committee.

H.B. 2347, a bill to amend the act establishing the Lake Wylie Marine Commission, so as to conform to a similar South Carolina law so that the acts may be submitted to the Congress of the United States for approval.

Without objection, on motion of Senator Marvin, the rules are suspended and the bill is taken from the Calendar for, June 22, and is placed before the Senate, for immediate consideration.

On motion of Senator Marvin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger for concurrence in Senate Amendment No. 1.

CALENDAR (Continued)

H.B. 475 (Committee Substitute), a bill to require timely payments to subcontractors and suppliers, and to provide for interest on late payments, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading (electronically recorded).

The Committee Substitute bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

REPORTS OF COMMITTEES

The following standing committee report is submitted out of the regular order of business, read by its title, together with the report accompanying it, and take its place on the Calendar, as follows:

By Senator Johnson of Wake for the Judiciary II Committee:

S.B. 564 (Committee Substitute), a bill to consolidate the regulation of migrant housing and to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing, with an unfavorable report as to Committee Substitute bill, but favorable as to Committee Substitute No. 2 bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Committee Substitute bill which changes the title to read **S.B. 564** (Committee Substitute No. 2), a bill to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing, is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Committee Substitute No. 2 bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

CALENDAR (Continued)

Bills and resolutions placed on the Calendar for today are taken up and disposed of as follows:

S.B. 1615, a bill to authorize the City of Raleigh to levy a motor vehicle tax not to exceed ten dollars, upon third reading.

The bill passes its third reading by roll-call vote, ayes 37, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Daniel, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Moore, Kaplan, Kincaid, Martin of Guilford, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—37.

Voting in the negative: Senator Royall—1.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 2174, a bill to allow the County of Catawba to impose facility fees, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Daniel, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—40.

Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendments No. 1 and No. 2.

S.B. 1612, a bill to update the reference to the Internal Revenue Code used to determine certain taxable income and tax exemptions, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Daniel, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of

Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 1111 (Senate Committee Substitute), a bill to require the registration of certain makers of mortgage loans on residential real property, upon second reading.

Senator Simpson offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Soles, Somers, Speed, Staton, Swain, Tally, Ward, Warren, and Winner—41.

Voting in the negative: None.

The Senate Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

S.B. 1837, a bill to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity.

Senator Rand offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

The Chair declares the Senate in recess for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H.B. 858 (Senate Committee Substitute), a bill to prohibit withdrawal of candidacy after filing deadline and to address other campaign and election matters.

Senator Barker offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Senator Rand objects to the third reading and the Senate Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

REPORTS OF COMMITTEES

The following standing committee reports are submitted, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

S.B. 1645 (Committee Substitute), a bill to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes, with a favorable report.

Without objection, on motion of Senator Plyler, the rules are suspended and the Committee Substitute bill is placed on today's Calendar for consideration.

H.B. 1304 (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks, with a favorable report, as amended.

Without objection, on motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar for consideration.

Senator Winner rises to a point of order as to whether the Senate Committee Substitute bill is a roll-call measure and if it is proper to suspend the rules to allow consideration today.

The Chair rules that the Senate Committee Substitute bill is not a roll-call measure and that the bill is properly before the Senate, but temporarily displaces it.

WITHDRAWAL FROM COMMITTEE

S.B. 758 (House Committee Substitute), a bill to authorize revenue bonds to be issued to finance facilities for agencies of the federal government.

Without objection, on motion of Senator Winner, the rules are suspended and the House Committee Substitute bill is taken from the Finance Committee and is placed on the Calendar for tomorrow, June 22, upon second reading.

CALENDAR (Continued)

H.B. 1124 (Committee Substitute No. 2), a bill to limit campaign expenditures and to strengthen public financing of political campaigns.

On motion of Senator Kaplan, Committee Amendments No. 1, No. 2 and No. 3 are adopted.

Senator Shaw offers Amendment No. 4 which changes the title, upon concurrence, to read **H.B. 1124**, a bill to be entitled an act to limit campaign expenditures; to strengthen public financing of political campaigns and to permit the allocation of individual income tax refunds to the North Carolina Fund for Children and Families.

The Chair orders the Committee Substitute bill, as amended, with Amendment No. 4 pending, temporarily displaced.

H.B. 1240 (Senate Committee Substitute), a bill to make certain changes in the law regarding fraudulent disposal of property.

On motion of Senator Hipps, consideration of the Senate Committee Substitute bill is postponed until Thursday, June 23.

S.B. 1645 (Committee Substitute), a bill to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 1304 (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks, upon second reading, temporarily displaced earlier.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The Senate Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Conder, Daniel, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The Senate Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H. B. 1124 (Committee Substitute No. 2), a bill to limit campaign expenditures and to strengthen public financing of political campaigns, as amended, upon third reading, with Amendment No. 4 pending.

The Chair rules that Amendment No. 4 offered by Senator Shaw is not germane. Amendment No. 4 is removed from consideration.

On motion of Senator Rauch, further consideration of the Committee Substitute No. 2 bill, as amended, is postponed until tomorrow, June 22.

On motion of Senator Harrington, seconded by Senator Kincaid, the Senate adjourns at 4:40 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTIETH DAY

SENATE CHAMBER,
Wednesday, June 22, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, we bow the knee of our heart before Thee, as we begin another legislative day.

"We are grateful for the privilege of representing the people of this State and are honored to be numbered with those here whose faces make our hearts glad.

"Grant us Thy grace, O Lord, as we seek to respond effectively to the task set before us with the strength Thou doest supply. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 21, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The Chair extends courtesies of the floor to Franklin Williams, former Senator from New Hanover County.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Shaw, Royall, Seymour, and Martin of Guilford:

S.B. 1857, a bill to amend the definition of rural area contained in an act to authorize the creation of North Carolina Enterprise Corporations.
Referred to **Economic Growth Committee**.

By Senator Martin of Pitt:

S.B. 1858, a bill to appropriate funds for 6th Senate District human services projects.
Referred to **Appropriations Committee**.

By Senator Martin of Pitt:

S.B. 1859, a bill to appropriate funds for 6th Senate District community services projects.
Referred to **Appropriations Committee**.

By Senator Martin of Pitt:

S.B. 1860, a bill to appropriate funds for 6th Senate District Fire and Rescue Squad public safety projects.
Referred to **Appropriations Committee**.

By Senators Walker and Hunt of Moore:

S.B. 1861, a bill to appropriate funds for various cultural resource projects in the Sixteenth District.
Referred to **Appropriations Committee**.

By Senator Johnson of Cabarrus:

S.B. 1862, a bill to appropriate funds to the Board of Governors of the University of North Carolina for the purchase of legal publications for the D. H. Hill Library at North Carolina State University.
Referred to **Appropriations Committee**.

By Senators Smith and Somers:

S.B. 1863, a bill to appropriate funds to the Department of Human Resources for the "Kelly Street, U.S.A." and "Crossroads" projects.
Referred to **Appropriations Committee**.

By Senator Soles:

S.B. 1864, a bill to appropriate funds for various public safety purposes in the Eighteenth Senatorial District.
Referred to **Appropriations Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2171 (Committee Substitute), a bill to make technical amendments to the revenue laws.
Referred to **Finance Committee**.

H.B. 2188, a bill to revise and consolidate the Charter of the City of Whiteville.
Referred to **Pensions and Retirement Committee**.

H.B. 2243, a bill making sundry amendments concerning local governments in Orange and Chatham Counties—2.

Referred to **Local Government and Regional Affairs II Committee**.

H.B. 2269, a bill to establish a no-wake speed zone in Brunswick County.

Referred to **Natural and Economic Resources and Wildlife Committee**.

H.B. 2270, a bill to incorporate the Town of Sandy Creek; subject to a referendum.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2308, a bill to allow Nash and Edgecombe Counties to acquire land for industrial development and dispose of same without public sale.

Referred to **Finance Committee**.

H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales.

Referred to **Finance Committee**.

H.B. 2462, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina.

Referred to **Appropriations Committee**.

H.B. 2463, a bill to amend Chapter 806 of the 1987 Session Laws to provide changes only with respect to projects wholly self-liquidating.

Referred to **Appropriations Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2201, a bill to grant the Town of Rutherfordton authority to hold a referendum on adding a property tax levy for a recreational capital building fund, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2203, a bill relating to performance and payment bonds to the City of Winston-Salem, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2207, a bill to authorize Alamance County to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2210, a bill to allow the Town of Holden Beach to hold additional street assessments in abeyance, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2214, a bill to increase the maximum vehicle tax that can be levied in the Town of Murfreesboro from five dollars to twenty dollars, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2220, a bill to revise and consolidate the Charter of the Town of Castalia, North Carolina, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2228, a bill to allow the Towns of Holden Beach and Sunset Beach to make special assessments for undergrounding of utilities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2229, a bill to authorize the Town of Sunset Beach to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2235, a bill to allow Rutherford County to levy an ad valorem tax for a recreational lake, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2240, a bill to allow Wake County to create rural fire protection districts contiguous with the boundaries of existing county fire service districts and to annex territory to rural fire protection districts, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2251, a bill to allow the Cleveland County Board of Commissioners, after public hearing, to extend the boundaries of any voted fire protection district out to five road miles, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2279, a bill to authorize the Town of Ahsokie to levy special assessments for street or sidewalk improvements, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2290, a bill to extend the time during which the Cherokee Board of Equalization and Review may sit, upon second reading.

On motion of Senator Rauch, the Committee Amendment No. 1 is adopted changing the title to read, **H.B. 2290**, a bill to extend the time during which the Cherokee and Haywood Boards of Equalization and Review may sit.

The bill, as amended, passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2295, a bill to authorize the Town of Holden Beach to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch,

Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2296, a bill to amend the Charter of the City of High Point relating to assessments for water mains and sewers, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2299, a bill to allow shampooing by unlicensed shampooers in Duplin County, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2326, a bill to authorize Richmond County to levy a room occupancy tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2328, a bill to amend the Charter of the Mooresville Graded School District to provide for the extension of the boundaries of the district, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles,

Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

On motion of Senator Bryan, the bill is ordered re-referred to **Local Government and Regional Affairs I Committee**.

H.B. 2332, a bill to authorize Pender County to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2172 (Senate Committee Substitute), a bill to allow the Cities of Kinston and Morganton, and the Counties of Burke and Lenoir to acquire land for industrial development and dispose of same without public sale.

The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 2196, a bill to allow Cabarrus Memorial Hospital to award an associate degree to graduates of its nursing education program.

Senator Hunt of Moore, offers a motion to postpone consideration of the bill until tomorrow, June 23.

The Chair orders the bill temporarily displaced with the motion of Senator Hunt of Moore pending.

H.B. 2199, a bill to allow the City of Brevard to dispose of certain real property by private negotiation and sale.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2208, a bill to allow Alamance County to name and assign street numbers to private roads in unincorporated areas.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2238 (Senate Committee Substitute), a bill to allow the Goldsboro-Wayne Airport Authority and the County of Duplin as to airport property to enter into longer-term leases, and to allow Wayne County to dispose of certain property by private sale.

The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 2241, a bill to permit certain community colleges to grant security interests to federal agencies.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2245, a bill to allow the governing body of Wake County or its incorporated municipalities to contract with banks and other financial institutions for receipt of payment of property taxes.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2249 (Committee Substitute), a bill to allow McDowell County to convey certain property at private sale.

The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H.B. 2253, a bill to make it a criminal offense in Washington County for a person to obtain ambulance services without intending to pay for those services although financially able to pay and to make it a criminal offense in Washington County for a person to make an unneeded ambulance request.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2261 (Committee Substitute), a bill enabling the Towns of Nags Head and Kill Devil Hills to pass an ordinance to require that all rental residential dwelling units have automatic smoke detectors and to allow pawn shops to operate in the Colington Tax District.

The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H.B. 2273, a bill to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2282, a bill to expand the Elizabethtown Airport and Economic Development Commission.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2283, a bill to amend the local laws relating to the Bureau of Identification for Wake County.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2288, a bill to make permanent a temporary act providing that the City of Clinton need not mail zoning notices to areas newly annexed or newly added to its extraterritorial jurisdiction.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2297, a bill to amend the Charter of the City of High Point relating to purchasing, contracting and bidding.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2298, a bill to authorize the County of Jones to adopt an official flag.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2303, a bill to exempt the City of Kinston from Article 12, Chapter 160A of the general statutes in the sale or lease of certain real property to the American Legion Post, Kinston, North Carolina.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2304, a bill to allow the Town of Tabor City to convey certain property at private sale.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2305, a bill to allow the Town of Kernersville to dispose of certain real property by private negotiation and sale.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2317, a bill to allow the Town of Pine Knoll Shores to regulate trees.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2319, a bill to amend the law regarding the Board of Commissioners of a hospital authority in Craven Hospital.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2321, a bill to allow Rutherford County and municipalities within that county to enter into long-term contracts for the disposal of solid waste.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2330, a bill allowing construction of the Bertie County Office Building using the design-build contract system.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2331 (Committee Substitute), a bill to validate certain registration certifications in Martin County.

The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 2333, a bill to expand the Bladen County Board of County Commissioners from five to nine members, and to provide for their nomination and election under a mixed electoral system.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2342, a bill to raise the statutory threshold requiring formal bids for apparatus, material, or equipment for Forsyth County, the City of Winston-Salem, and the Forsyth/Stokes Area Mental Health, Mental Retardation and Substance Abuse Authority.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2344, a bill regarding the Stanly County Economic Development Commission.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2345, a bill to expand the Stanly County Airport Authority.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2346, a bill to change the statutory definition of subdivision for Stanly County.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2348, a bill to amend the Gastonia Fair Housing Act.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2350, a bill to define "subdivision" for purposes of subdivision regulations in Person County.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2358, a bill to allow Lee County to dispose of certain property to a developer for a Resource Center by either an installment purchase agreement or a lease purchase agreement.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2359, a bill to provide for enforcement of building and other codes by the County of Craven as to property owned or leased by the Craven Regional Medical Center rather than by cities in that county.

The bill passes its second and third readings and is ordered enrolled.

H. B. 2361, a bill to modify legal restrictions on the City of Lumberton's use of its occupancy tax proceeds.

The bill passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Parnell for the Insurance Committee:

H.B. 657, a bill to provide for standards for financial guaranty insurance, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

Senator Parnell offers a motion that the rules be suspended and the Senate Committee Substitute bill which changes the title, upon concurrence, to read, **H.B. 657** (Senate Committee Substitute), a bill to modify the provisions of G.S. 159-64 as applied to bonds authorized during the calendar year 1981 extending the time within which such bonds may be issued, be placed before the Senate for immediate consideration.

On motion of Senator Parnell the Senate Committee Substitute bill is adopted, constituting the first reading, and the Senate Committee Substitute bill is placed on the Calendar for tomorrow upon second reading.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1613, an act to clarify the procedure for the confiscation and disposition of deadly weapons in Rockingham County. (Ch. 895)

H.B. 243 (Senate Committee Substitute), an act to ensure that day care home providers are represented on the Child Day-Care Commission. (Ch. 896)

H.B. 2347, an act to amend the act establishing the Lake Wylie Marine Commission, so as to conform to a similar South Carolina law so that the Acts may be submitted to the Congress of the United States for approval. (Ch. 897)

REPORTS OF COMMITTEES (Continued)

By Senator Tally for the Natural and Economic Resources and Wildlife Committee:

H.B. 2239, a bill to amend the fox hunting law in Wayne County, with a favorable report.

H.B. 2252, a bill to repeal the prohibition of running deer on part of Dare County, with a favorable report.

H.B. 2254, a bill regarding the taking of black bears in certain counties, with a favorable report.

H.B. 2315, a bill to amend Session Laws 1985 (Regular Session 1986), Chapter 903, to require any person possessing a firearm or bow and arrow that is readily available for use to secure an entry permit before entering or remaining on registered land or remaining on abutting portions of highway, with a favorable report.

H.B. 2318, a bill to authorize the Town of Pine Knoll Shores to create a sea turtle sanctuary, with a favorable report.

By Senator Seymour for the Alcoholic Beverage Control Committee:

H.B. 2334, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Wade, with a favorable report.

H.B. 2354, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Godwin, with a favorable report.

CALENDAR (continued)

H.B. 1111 (Senate Committee Substitute), a bill to require the registration of certain makers of mortgage loans on residential real property, as amended, upon third reading.

Senator Staton offers Amendment No. 2 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The Senate Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 1304 (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks, as amended, upon third reading.

Senator Winner offers Amendment No. 2 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—46.

Voting in the negative: None.

The Senate Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 564 (Committee Substitute No. 2), a bill to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing.

Senator Barker offers Amendment No. 1 which is adopted (electronically recorded).

Senator Hipps offers Amendment No. 2 which he subsequently withdraws.

Senator Hipps offers Amendment No. 3. After lengthy debate Senator Barker calls the previous question, seconded by Senator Harrington. The call is sustained. Amendment No. 3 fails of adoption (electronically recorded).

Senator Plyler offers Amendment No. 4 which is adopted (electronically recorded).

Senator Plyler offers a motion that Committee Substitute bill No. 2, as amended, be withdrawn from the Calendar and recommitted to the Appropriations Committee.

Senator Hunt of Moore offers a motion that Committee Substitute bill No. 2, as amended, be temporarily displaced.

The Chair rules the motion of Senator Hunt of Moore out of order. The motion of Senator Plyler to recommit Committee Substitute bill No. 2, as amended, to the Appropriations Committee prevails (electronically recorded). The Chair orders the Committee Substitute bill No. 2, as amended, engrossed and recommitted to the Appropriations Committee.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the **Finance Committee**:

H.B. 2187, a bill to revise and consolidate the Charter of the Town of Clayton, with a favorable report.

H.B. 2211, a bill to validate the actions of the Brunswick Utility Operations Board concerning certain assessments, and to allow continued delegation of certain assessment functions, with a favorable report.

H.B. 2244, a bill concerning voluntary satellite annexations by the Town of Garner, with a favorable report.

H.B. 2258, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, with a favorable report.

H.B. 2259, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, with a favorable report.

H.B. 2260, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, with a favorable report.

H.B. 2274, a bill redefining the city limits of the City of Wilson, with a favorable report.

H.B. 2365 (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws, with a favorable report.

H.B. 2372, a bill to amend the formula used to apportion the income of multi-state corporations to this State for income taxation and to conform the formula for payment of estimated taxes to the federal formula, with a favorable report.

H.B. 2389 (Committee Substitute), a bill to provide for special tax treatment of Subchapter S Corporations, with a favorable report, as amended.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H.B. 2341, a bill to amend the Charter of the City of Greensboro.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2338, a bill to authorize acceptance of irrevocable letters of credit in lieu of performance bonds relating to the letting of performance bonds relating to the letting of public contracts by the City of Greensboro and Guilford County.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2467, a bill to cover county fire marshals and emergency service coordinators under the Law Enforcement Officers', Fireman's, Rescue Squad Workers', and Civil Air Patrol Members' Death Benefits Act.

Referred to **Pensions and Retirement Committee**.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2427, a bill to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium.

Referred to **Finance Committee**.

H.J.R. 2646, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to establish the requirements of eligibility for interment in a State veterans cemetery.

Without objection, on motion of Senator Rand, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

The Chair declares the Senate in recess until 3:30 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Soles for the **Judiciary IV Committee**:

H.B. 2216, a bill to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission, with a favorable report.

By Senator Harrington for the **Rules and Operation of the Senate Committee**:

S.J.R. 1842, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to provide for the use of pen registers and trap and trace devices in conformity with federal law, with a favorable report.

S.B. 1847, a bill to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate, with a favorable report.

S.B. 1851, a bill to authorize the Legislative Research Commission to study the issue of emergency evacuations forced by a hurricane and the ability of State and local governments to carry out an evacuation in the event of such an emergency, with a favorable report.

On motion of Senator Harrington, the bill is re-referred to the Appropriations Committee.

H.J.R. 2182, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer, with a favorable report.

H.J.R. 2475, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to provide that an admission fee may be charged for the three North Carolina aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina aquariums", with a favorable report.

CALENDAR (Continued)

H.B. 1124 (Committee Substitute No. 2), a bill to limit campaign expenditures and to strengthen public financing of political campaigns, as amended.

Senator Allran offers Amendment No. 5.

Senator Winner offers a motion that the rules be suspended and the Committee Substitute bill No. 2, with Amendment No. 5 pending, be re-referred to the Election Laws Committee, which motion prevails (electronically recorded).

The Committee Substitute bill No. 2, with Amendment No. 5 pending, is ordered re-referred to the Election Laws Committee.

H.B. 2170, a bill to expand the income tax exemption for double leg amputees to include below-the-knee amputation.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2186, a bill to exempt insulin from sales and use taxes.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 546 (Senate Committee Substitute), a bill to provide for amendments to the Employment Security Law, upon third reading.

Senator Simpson offers Amendment No. 1 which fails of adoption (electronically recorded).

The Senate Committee Substitute bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 858 (Senate Committee Substitute), a bill to prohibit withdrawal of candidacy after filing deadline and to address other campaign and election matters, as amended, upon third reading.

Senator Walker offers Amendment No. 2 which is adopted (electronically recorded).

Senator Block offers Amendment No. 3 which is adopted (electronically recorded).

Senator Marvin offers Amendment No. 4 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 1171 (Senate Committee Substitute), a bill to improve administration of the Sedimentation Pollution Control Act of 1973, upon third reading.

Senator Winner offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill, without objection, by special messenger.

H.B. 1264, a bill to increase the penalty for assaults upon governmental officers and employees, as amended, upon third reading.

On motion of Senator Taft, consideration of the bill, as amended, is postponed until Thursday, June 23.

S.B. 758 (House Committee Substitute), a bill to authorize revenue bonds to be issued to finance facilities for agencies of the federal government for concurrence, upon second reading.

Senator Sherron is excused from voting for the stated reason:

"I have a financial relationship in the bldg that would be the beneficiary of this legislation."

The House Committee Substitute bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Simpson, Smith, Speed, Staton, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The House Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

WITHDRAWAL FROM COMMITTEE

H.B. 2463, a bill to amend Chapter 806 of the 1987 Session Laws to provide changes only with respect to projects wholly self-liquidating.

Without objection, on motion of Senator Rand, the rules are suspended and the bill is taken from the Appropriations Committee and is placed on the Calendar for tomorrow, June 23.

REMOVAL FROM THE TABLE

S.B. 456, a bill to amend the Constitution to secure to the Governor the power of veto.

Senator Cobb offers a motion that the bill be removed from the table as placed by an unfavorable report by the Constitution Committee on May 20, 1987 and placed on the Calendar for tomorrow, June 23.

The Chair rules the bill is not eligible for consideration under Resolution 37 and therefore, the motion is out of order. The bill remains upon the table.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2324, a bill to limit height of structures in the Town of Holden Beach.
Referred to Local Government and Regional Affairs I Committee.

On motion of Senator Harrington, seconded by Senator Cobb, the Senate adjourns at 5:15 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTY-FIRST DAY

SENATE CHAMBER,
Thursday, June 23, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"O Father, following a fun evening of food and fellowship, and of good music performed superbly, we bow before Thee, humming a hymn of faith in our hearts: 'Blest be the tie that binds.'"

"Our thanksgiving today is that once again a baby sleeps snugly in his mother's arms."

"Our petition today is for relief from drought and heat. Our pilgrim parents not only plowed the land, they caressed it, and in the dry time their voices were sometimes heard singing and praying for showers of blessings."

"Grant, O gracious God, that refreshing rains may fall again upon the dry ground, so that seedtime and harvest may not fail, and when barns have been filled once more against the winter, we will be careful to give Thee praise and to use Thy bounty for the good of people everywhere. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, Wednesday, June 22, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Daniel for today, attending the funeral of his grandfather, W. Claire Taylor.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 285, an act to clarify the North Carolina Regional Reciprocal Banking Act.
(Ch. 898)

S.B. 666, an act to include Texas in the North Carolina Interstate Banking Region.
(Ch 899)

H.B. 2208, an act to allow Alamance County to name and assign street numbers to private roads in unincorporated areas. (Ch. 900)

S.B. 1589, an act to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority. (Ch. 901)

S.B. 1604, an act concerning the regulation, restraint, and prohibition of junked motor vehicles in Mecklenburg County. (Ch. 902)

S.B. 1610, an act to exempt the Town of Bethel and the Town of Robersonville from certain zoning notice requirements. (Ch. 903)

S.B. 1617, an act to amend Chapter 505 of the 1983 Session Laws, regarding the Wilmington Firemen's Benefit Fund. (Ch. 904)

H.B. 2199, an act to allow the City of Brevard to dispose of certain real property by private negotiation and sale. (Ch. 905)

S.B. 1565, an act to allow Cleveland County to name and assign street numbers to private roads in unincorporated areas. (Ch. 906)

H.B. 2241, an act to permit certain community colleges to grant security interests to federal agencies. (Ch. 907)

H.B. 2245, an act to allow the governing body of Wake County or its incorporated municipalities to contract with banks and other financial institutions for receipt of payment of property taxes. (Ch. 908)

H.B. 2249 (Committee Substitute), an act to allow McDowell County to convey certain property at private sale. (Ch. 909)

H.B. 2253, an act to make it a criminal offense in Washington County for a person to obtain ambulance services without intending to pay for those services although financially able to pay and to make it a criminal offense in Washington County for a person to make an unneeded ambulance request. (Ch. 910)

H.B. 2261 (Committee Substitute), an act enabling the Towns of Nags Head and Kill Devil Hills to pass an ordinance to require that all rental residential dwelling units have automatic smoke detectors and to allow pawn shops to operate in the Colington Tax District. (Ch. 911)

H.B. 2273, an act to make technical changes to the legislation authorizing creation of the Wilson Tourism Development Authority. (Ch. 912)

H.B. 2282, an act to expand the Elizabethtown Airport and Economic Development Commission. (Ch. 913)

H.B. 2283, an act to amend the local laws relating to the Bureau of Identification for Wake County. (Ch. 914)

H.B. 2288, an act to make permanent a temporary act providing that the City of Clinton need not mail zoning notices to areas newly annexed or newly added to its extraterritorial jurisdiction. (Ch. 915)

H.B. 2297, an act to amend the Charter of the City of High Point relating to purchasing, contracting and bidding. (Ch. 916)

H.B. 2298, an act to authorize the County of Jones to adopt an official flag. (Ch. 917)

H.B. 2303, an act to exempt the City of Kinston from Article 12, Chapter 160A of the General Statutes in the sale or lease of certain real property to the American Legion Post, Kinston, North Carolina. (Ch. 918)

H.B. 2304, an act to allow the Town of Tabor City to convey certain property at private sale. (Ch. 919)

H.B. 2305, an act to allow the Town of Kernersville to dispose of certain real property by private negotiation and sale. (Ch. 920)

H.B. 2317, an act to allow the Town of Pine Knoll Shores to regulate trees. (Ch. 921)

H.B. 2319, an act to amend the law regarding the Board of Commissioners of a hospital authority in Craven Hospital. (Ch. 922)

H.B. 2321, an act to allow Rutherford County and municipalities within that County to enter into long-term contracts for the disposal of solid waste. (Ch. 923)

H.B. 2330, an act allowing construction of the Bertie County Office Building using the design-build contract system. (Ch. 924)

H.B. 2331 (Committee Substitute), an act to validate certain registration certifications in Martin County. (Ch. 925)

H.B. 2333, an act to expand the Bladen County Board of County Commissioners from five to nine members, and to provide for their nomination and election under a mixed electoral system. (Ch. 926)

H.B. 2342, an act to raise the statutory threshold requiring formal bids for apparatus, material, or equipment for Forsyth County, the City of Winston-Salem, and the Forsyth/Stokes Area Mental Health, Mental Retardation and Substance Abuse Authority. (Ch. 927)

H.B. 2344, an act regarding the Stanly County Economic Development Commission. (Ch. 928)

H.B. 2345, an act to expand the Stanly County Airport Authority. (Ch. 929)

H.B. 2346, an act to change the statutory definition of subdivision for Stanly County. (Ch. 930)

H.B. 2348, an act to amend the Gastonia Fair Housing Act. (Ch. 931)

H.B. 2350, an act to define "subdivision" for purposes of subdivision regulations in Person County. (Ch. 932)

H.B. 2358, an act to allow Lee County to dispose of certain property to a developer for a Resource Center by either an installment purchase agreement or a lease purchase agreement. (Ch. 933)

H.B. 2359, an act to provide for enforcement of building and other codes by the County of Craven as to property owned or leased by the Craven Regional Medical Center rather than by cities in that County. (Ch. 934)

H.B. 2361, an act to modify legal restrictions on the City of Lumberton's use of its occupancy tax proceeds. (Ch. 935)

H.B. 2170, an act to expand the income tax exemption for double leg amputees to include below-the-knee amputation. (Ch. 936)

H.B. 2186, an act to exempt insulin from sales and use taxes. (Ch. 937)

H.J.R. 2646, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to establish the requirements of eligibility for interment in a State Veterans Cemetery. (Res. 43)

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kaplan for the Election Laws Committee:

H.B. 2313, a bill setting forth the method of electing the Duplin County Board of Commissioners and Board of Education as ordered by the United States District Court in February 1988, with a favorable report.

On motion of Senator Kaplan, the rules are suspended and the bill is placed on today's Calendar for consideration in its regular order of business.

H.B. 2343, a bill providing for the election of the Craven County Board of Commissioners, with a favorable report.

On motion of Senator Kaplan, the rules are suspended and the bill is placed on today's Calendar for consideration in its regular order of business.

H.B. 2356, a bill to provide for a special primary to fill a vacancy on the Vance County Board of Education, and to provide that in filling further vacancies, the Board of Education must choose the candidate recommended by the County Party Executive Committee of the vacating member, with a favorable report.

On motion of Senator Kaplan, the rules are suspended and the bill is placed on today's Calendar for consideration in its regular order of business.

By Senator Ezzell for the Local Government and Regional Affairs I Committee:

H.B. 579 (Committee Substitute), a bill to provide that counties may by resolution deem the creation of a self-funded risk program as the purchase of insurance for the purpose of waiving the defense of governmental immunity, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the Committee Substitute bill is placed at the end of today's Calendar for consideration.

H.B. 2212, a bill to incorporate the Town of Varnamtown; subject to a referendum, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2230, a bill to incorporate the Town of Cedar Point, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2270, a bill to incorporate the Town of Sandy Creek; subject to a referendum, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2337, a bill to authorize municipalities within Guilford County to enter into agreements concerning annexations, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2338, a bill to authorize acceptance of irrevocable letters of credit in lieu of performance bonds relating to the letting of performance bonds relating to the letting of public contracts by the City of Greensboro and Guilford County, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2341, a bill to amend the Charter of the City of Greensboro, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2352, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order, with a favorable report.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

H.B. 2324, a bill to limit height of structures in the Town of Holden Beach, with a favorable report, as amended.

On motion of Senator Ezzell, the rules are suspended and the bill is placed at the end of today's Calendar for consideration.

By Senator Hunt of Durham for the **Pensions and Retirement Committee**:

H.B. 2188, a bill to revise and consolidate the Charter of the City of Whiteville, with a favorable report.

On motion of Senator Hunt of Durham, the bill is re-referred to the **Finance Committee**.

H.B. 2234, a bill to increase the supplemental retirement available under the Shelby Local Firemen's Relief Fund, with a favorable report.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service, with a favorable report.

By Senator Parnell for the **Insurance Committee**:

S.B. 511 (House Committee Substitute), a bill to make technical amendments to the insurance law, with a favorable report as to concurrence.

By Senator Warren for the **Education Committee**:

H.B. 2168, a bill to clarify that the Washington City Board of Education fills its own vacancies, with a favorable report.

H.B. 2351, a bill to permit the Granville County Board of Education to choose the building contract system it uses for the construction of a new middle school, with a favorable report.

By Senator Barnes for the **Judiciary I Committee**:

H.B. 2169, a bill to change the effective date of the transfer of responsibility for issuing bingo licenses from the Department of Revenue to the Department of Human Resources, with a favorable report.

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates, with a favorable report.

On motion of Senator Barnes, the bill is re-referred to the **Finance Committee**.

S.B. 1853, a bill to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate, with a favorable report, as amended.

On motion of Senator Barnes, the rules are suspended and the bill is placed on today's Calendar for consideration in its regular order of business.

By Senator Staton for the Economic Growth Committee:

H.B. 2360 (Committee Substitute), a bill to allow "severely distressed counties" and cities in those counties to retain small cities Community Development Block Grant Program income, with a favorable report.

S.B. 1857, a bill to amend the definition of rural area contained in an act to authorize the creation of North Carolina Enterprise Corporations, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Harrington:

S.B. 1865, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate.

Referred to Rules and Operation of the Senate Committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S.B. 849 (Committee Substitute), a bill to amend the law regarding Social Services subrogation and disbursement, for concurrence in House Amendments No. 1, No. 2, and No. 3.

Referred to Human Resources Committee.

H.B. 2376, a bill to provide an additional one thousand one hundred dollars (\$1,100) income tax exemption for taxpayers and their dependents who have muscular dystrophy.

Referred to Finance Committee.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2201, a bill to grant the Town of Rutherfordton authority to hold a referendum on adding a property tax levy for a recreational capital building fund, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2203, a bill relating to performance and payment bonds to the City of Winston-Salem, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2207, a bill to authorize Alamance County to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2210, a bill to allow the Town of Holden Beach to hold additional street assessments in abeyance, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2214, a bill to increase the maximum vehicle tax that can be levied in the Town of Murfreesboro from five dollars to twenty dollars, upon third reading.

The bill passes its third reading by roll-call vote, ayes 43, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren—43.

Voting in the negative: Senator Royall—1.

The bill is ordered enrolled.

H.B. 2220, a bill to revise and consolidate the Charter of the Town of Castalia, North Carolina, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2228, a bill to allow the Towns of Holden Beach and Sunset Beach to make special assessments for undergrounding of utilities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2229, a bill to authorize the Town of Sunset Beach to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2235, a bill to allow Rutherford County to levy an ad valorem tax for a recreational lake, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2240, a bill to allow Wake County to create rural fire protection districts contiguous with the boundaries of existing county fire service districts and to annex territory to rural fire protection districts, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2251, a bill to allow the Cleveland County Board of Commissioners, after public hearing, to extend the boundaries of any voted fire protection district out to five road miles, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch,

Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2279, a bill to authorize the Town of Ahoskie to levy special assessments for street or sidewalk improvements, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2290, a bill to extend the time during which the Cherokee Board of Equalization and Review may sit, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 2295, a bill to authorize the Town of Holden Beach to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2296, a bill to amend the Charter of the City of High Point relating to assessments for water mains and sewers, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2299, a bill to allow shampooing by unlicensed shampooers in Duplin County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2326, a bill to authorize Richmond County to levy a room occupancy tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2332, a bill to authorize Pender County to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, Thomas, Walker, and Warren:—44.

Voting in the negative: None.

The bill is ordered enrolled.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Hunt of Moore for the **Local Government and Regional Affairs II Committee**:

H.B. 2243, a bill making sundry amendments concerning local governments in Orange and Chatham Counties—2, with a favorable report.

H.B. 2278, a bill to authorize Craven County to appoint a special board of equalization and review, with a favorable report.

H.B. 2339, a bill to change the name of the Greensboro-High Point Regional Airport Authority to the Piedmont Triad Airport Authority and to change the name of the Greensboro/High Point/ Winston-Salem Regional Airport to the Piedmont Triad International Airport, with a favorable report.

H.B. 2355, a bill to incorporate the Town of Santeetlah, with a favorable report.

S.B. 1619, a bill relating to New Hanover County, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Hunt of Moore, the rules are suspended and the Committee Substitute bill which changes the title to read S.B. 1619 (Committee Substitute), a bill to be entitled an act to provide for the filing of housing code notices or orders in the notice of *lis pendens* by the City of Wilmington is placed before the Senate for immediate consideration.

On motion of Senator Hunt of Moore, the Committee Substitute bill is adopted, and on her further motion is placed on the Calendar for tomorrow for further consideration.

CALENDAR (Continued)

H.B. 2244, a bill concerning voluntary satellite annexations by the Town of Garner, upon second reading.

On motion of Senator Johnson of Wake, consideration of the bill is postponed until Monday, June 27.

H.B. 2187, a bill to revise and consolidate the Charter of the Town of Clayton, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2211, a bill to validate the actions of the Brunswick Utility Operations Board concerning certain assessments, and to allow continued delegation of certain assessment functions, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2258, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2259, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2260, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2274, a bill redefining the city limits of the City of Wilson, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2196, a bill to allow Cabarrus Memorial Hospital to award an associate degree to graduates of its nursing education program.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2239, a bill to amend the fox hunting law in Wayne County.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2252, a bill to repeal the prohibition of running deer on part of Dare County.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2254, a bill regarding the taking of black bears in certain counties.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2313, a bill setting forth the method of electing the Duplin County Board of Commissioners and Board of Education as ordered by the United States District Court in February 1988.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2315, a bill to amend Session Laws 1985 (Regular Session 1986), Chapter 903, to require any person possessing a firearm or bow and arrow that is readily

available for use to secure an entry permit before entering or remaining on registered land or remaining on abutting portions of highway.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2318, a bill to authorize the Town of Pine Knoll Shores to create a sea turtle sanctuary.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2334, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Wade.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2343, a bill providing for the election of the Craven County Board of Commissioners.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2354, a bill to repeal the prohibition of the manufacture and sale of liquor in the Town of Godwin.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2356, a bill to provide for a special primary to fill a vacancy on the Vance County Board of Education, and to provide that in filling further vacancies, the Board of Education must choose the candidate recommended by the County Party Executive Committee of the vacating member.

The bill passes its second and third readings and is ordered enrolled.

H.B. 657 (Senate Committee Substitute), a bill to modify the provisions of G.S. 159-64 as applied to bonds authorized during the calendar year 1981 extending the time within which such bonds may be issued, upon second reading.

Senator Johnson of Wake is excused from voting for the stated reason: "My law firm represents a town that will be directly effected by this bill."

Without objection, on motion of Senator Rauch, the rules are suspended, to the end that the Senate Committee Substitute bill is not required to go to the Finance Committee and remains before the Senate.

The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Block, Bryan, Cobb, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Taft, Tally, Thomas, Walker, Warren, and Winner—40.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2365 (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws, upon second reading.

Without objection, on motion of Senator Johnson of Wake, George Givens, of the General Research Staff, is allowed to remain on the floor for the purpose of assisting with the explanation of the Committee Substitute bill.

Senator Winner offers a motion that the Committee Substitute bill be re-referred to the **Environment Committee**, which motion fails to prevail (electronically recorded).

The Chair orders the Committee Substitute bill temporarily displaced.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2623, a bill to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities. Referred to **Finance Committee**.

H.J.R. 2649, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to correct the dates for the phase-in of the modified system for adjusting the assessment level of Public Service Company System property.

Senator Rauch offers a motion that the rules be suspended, and the joint resolution be placed before the Senate for immediate consideration, which motion prevails (electronically recorded).

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H.B. 2365 (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws, upon second reading.

Senator Thomas offers Amendment No. 1 which changes the title to read **H.B. 2365** (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, to limit the period of operation of a regional low-level radioactive waste facility, and to make conforming changes to other laws.

Senator Harris offers a motion that Amendment No. 1 do lie upon the table, seconded by Senator Hardison, which motion prevails (electronically recorded). Amendment No. 1 lies upon the table.

Senator Winner offers Amendment No. 2. Senator Johnson of Wake rises to a point of order as to whether Amendment No. 2 is germane to the Committee Substitute bill. The Chair rules Amendment No. 2 germane. Amendment No. 2 fails of adoption (electronically recorded).

Senator Winner offers Amendment No. 3 which fails of adoption (electronically recorded).

The Committee Substitute bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of

Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H. B. 2372, a bill to amend the formula used to apportion the income of multi-state corporations to this State for income taxation and to conform the formula for payment of estimated taxes to the federal formula, upon second reading.

The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H. B. 2389 (Committee Substitute), a bill to provide for special tax treatment of Subchapter S Corporations, upon second reading.

On motion of Senator Rauch, Committee Amendments No. 1 and No. 2 are adopted.

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Bryan, Cobb, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, and Ward—42.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

ENROLLED BILLS

The Enrolling Clerk reports the following resolution properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. J. R. 2649, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to correct the dates for the phase-in of the modified system for adjusting the assessment level of public service company system property. (Res. 44)

CALENDAR (Continued)

H. B. 2463, a bill to amend Chapter 806 of the 1987 Session Laws to provide changes only with respect to projects wholly self-liquidating, upon second reading.

Without objection, on motion of Senator Rauch, the rules are suspended to the end that the bill is not required to go to the Finance Committee and remains before the Senate.

The bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of

Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Swain, Taft, Tally, and Ward—38.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

WITHDRAWAL FROM COMMITTEE

S.B. 564 (Committee Substitute No. 2), a bill to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing, as amended.

Without objection, on motion of Senator Plyler the rules are suspended and Committee Substitute bill No. 2, as amended, is taken from the Appropriations Committee and is placed before the Senate for immediate consideration.

Senator Barker offers Amendment No. 5 which is adopted (electronically recorded).

Senator Johnson of Wake rises to a point of order as to whether the Committee Substitute bill No. 2, as amended, is eligible for further consideration under Resolution 37.

The Chair takes the point of order under advisement and orders the Committee Substitute bill No. 2, as amended, temporarily displaced.

S.J.R. 1842, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to provide for the use of pen registers and trap and trace devices in conformity with federal law.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1847, a bill to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 1853, a bill to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.J.R. 2553, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to add new fees to be collected by the State Board of Cosmetology.

Referred to Rules and Operation of the Senate Committee.

H.J.R. 2604, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes.

Senator Ezzell offers a motion to suspend the rules and place the joint resolution before the Senate for immediate consideration, which motion prevails (electronically recorded).

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H.B. 2216, a bill to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission.

On motion of Senator Soles, further consideration of the bill is postponed until Monday, June 27.

On motion of Senator Royall, seconded by Senator Somers, the Senate adjourns at 4:05 P.M. in memory of W. Claire Thomas, former Senator from Caswell County, to meet tomorrow at 10:00 A.M.

ONE HUNDRED FIFTY-SECOND DAY

SENATE CHAMBER,
Friday, June 24, 1988.

The Senate meets pursuant to adjournment and is called to order in the absence of the President by the Honorable Kenneth C. Royall, Jr., Deputy President Pro Tempore.

Prayer is offered by the Reverend Chadwick J. Allen of Selma Baptist Church, Selma, North Carolina.

Without objection, the Journal of yesterday, June 23, stands approved as written.

Leaves of absence are granted to Senators Conder, Harrington, and Guy, without objection.

The Honorable Kenneth C. Royall, Jr., relinquishes the gavel to the Honorable Marshall A. Rauch, Senator from Gaston County, who presides.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Harris for the **Human Resources Committee**:

H.B. 1130, a bill to make the possession of anabolic steroids without a prescription a felony, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Harris, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 1130** (Senate Committee Substitute), a bill to provide that anabolic steroids are included as a controlled substance, is placed before the Senate for immediate consideration.

On motion of Senator Harris, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, June 27.

By Senator Seymour for the Alcoholic Beverage Control Committee:

H.B. 2222, a bill to modify the distribution of profits from the operation of alcoholic beverage control stores in Northampton County pertaining to financing of law enforcement, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Cobb, Basnight, Bryan, Hipps, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Rand, Seymour, Simpson, Thomas, and Winner:

S.J.R. 1866, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto.

Senator Cobb offers a motion to suspend the rules and place the joint resolution before the Senate for immediate consideration.

Senator Kaplan rises to a point of parliamentary inquiry as to whether the motion requires a two-thirds majority. The Chair rules that the motion requires a two-thirds majority. The motion fails to prevail (electronically recorded) for lack of majority and the Chair refers the joint resolution to the Rules and Operations of the Senate Committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S.B. 663, a bill to specifically authorize the North Carolina Board of Dental Examiners to regulate general anesthesia and parenteral sedation by dentists, for concurrence in House Amendments No. 1 and No. 2 which is placed on the Calendar for Monday, June 27.

CALENDAR

Bills and resolutions on the Calendar, carried forward as unfinished business from Thursday, June 23, are taken up and disposed of as follows:

H.B. 1240 (Senate Committee Substitute), a bill to make certain changes in the law regarding fraudulent disposal of property.

Senator Block offers Amendment No. 1 which is adopted (electronically recorded). The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Senator Simpson objects to the third reading of the Senate Committee Substitute bill.

The Senate Committee Substitute bill, as amended, is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

The Honorable Marshall A. Rauch, Senator from Gaston County, relinquishes the gavel to the Honorable Robert B. Jordan III, Lieutenant Governor, who presides.

H.J.R. 2182, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in

South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H.J.R. 2475, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to provide that an admission fee may be charged for the three North Carolina aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina aquariums."

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 1264, a bill to increase the penalty for assaults upon governmental officers and employees, as amended, upon third reading.

Senator Martin of Guilford offers Amendment No. 2 which is adopted (electronically recorded).

Senator Sands offers Amendment No. 3.

Senator Swain offers a motion that the bill, as amended, with Amendment No. 3 pending be re-referred to the Judiciary III Committee, which motion prevails.

The bill, as amended, is ordered re-referred to the Judiciary III Committee, with Amendment No. 3 pending.

S.B. 758 (House Committee Substitute), a bill to authorize revenue bonds to be issued to finance facilities for agencies of the federal government, for concurrence in the House Committee Substitute bill, upon third reading.

The Senate concurs in the House Committee Substitute bill on its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, and Winner—42.

Voting in the negative: None.

The House Committee Substitute bill is ordered enrolled.

REPORTS OF COMMITTEES

The following standing committee report is submitted out of the regular order of business, read by its title, together with the reports accompanying it, and takes its place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

H.B. 2188, a bill to revise and consolidate the Charter of the City of Whiteville, with a favorable report.

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates, with a favorable report.

H.B. 2376, a bill to provide an additional one thousand one hundred dollars (\$1,100) income tax exemption for taxpayers and their dependents who have muscular dystrophy, with a favorable report.

H.B. 2427, a bill to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized of amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium, with a favorable report.

On motion of Senator Rauch, the bill is re-referred to the Appropriations Committee.

H.B. 2623, a bill to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Rand moves that Rule 40 be suspended to allow the introduction of the following joint resolution which motion prevails by a two-thirds majority vote (electronically recorded).

By Senator Rand:

S.J.R. 1867, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to amend Chapter 899 of the 1985 Session Laws (Regular Session, 1986) to provide changes only with respect to a wholly self-liquidating project.

On motion of Senator Rand, the joint resolution remains before the Senate for immediate consideration.

On motion of Senator Rand the joint resolution passes its second (electronically recorded) and third reading and is ordered, without objection, sent to the House of Representatives by special messenger.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 411, an act increasing the interest to be paid on partial license fees. (Ch. 938)

S.B. 1558, an act to modify the form of election of the Pamlico County Board of Commissioners and the Pamlico County Board of Education so as to implement a federal court judgment. (Ch. 939)

S.B. 1581, an act amending the Charter of the City of Winston-Salem relating to notice of special elections. (Ch. 940)

S.B. 1601, an act to limit the income tax dependency exemption to relatives and foster children of the taxpayer and dependents of whom the taxpayer has legal custody. (Ch. 941)

S.B. 1602, an act to incorporate the village of St. Helena in Pender County. (Ch. 942)

S.B. 1603, an act to conform Catawba County School Board appointments to the provisions of G.S. 115C-37. (Ch. 943)

S.B. 1605, an act exempting sailboards (wind surfboards) from a local modification for Mecklenburg County of G.S. 75A-6. (Ch. 944)

S.B. 1608, an act to amend the law regarding appointments to the Board of Commissioners of the Onslow Memorial Hospital Authority. (Ch. 945)

H.B. 475 (Committee Substitute), an act to require timely payments to subcontractors and suppliers, and to provide for interest on late payments. (Ch. 946)

H.B. 2196, an act to allow Cabarrus Memorial Hospital to award an associate degree to graduates of its nursing education program. (Ch. 947)

H.B. 2201, an act to grant the Town of Rutherfordton authority to hold a referendum on adding a property tax levy for a recreational capital building fund. (Ch. 948)

H.B. 2203, an act relating to performance and payment bonds to the City of Winston-Salem. (Ch. 949)

H.B. 2207, an act to authorize Alamance County to levy a room occupancy and tourism development tax. (Ch. 950)

H.B. 2210, an act to allow the Town of Holden Beach to hold additional street assessments in abeyance. (Ch. 951)

H.B. 2220, an act to revise and consolidate the Charter of the Town of Castalia, North Carolina. (Ch. 952)

H.B. 2214, an act to increase the maximum vehicle tax that can be levied in the Town of Murfreesboro from five dollars to twenty dollars. (Ch. 953)

H.B. 2228, an act to allow the Towns of Holden Beach and Sunset Beach to make special assessments for undergrounding of utilities. (Ch. 954)

H.B. 2254, an act regarding the taking of black bears in certain counties. (Ch. 955)

H.B. 2229, an act to authorize the Town of Sunset Beach to levy a room occupancy and tourism development tax. (Ch. 956)

H.B. 2235, an act to allow Rutherford County to levy an ad valorem tax for a recreational lake. (Ch. 957)

H.B. 2239, an act to amend the fox hunting law in Wayne County. (Ch. 958)

H.B. 2240, an act to allow Wake County to create rural fire protection districts contiguous with the boundaries of existing county fire service districts and to annex territory to rural fire protection districts. (Ch. 959)

H.B. 2251, an act to allow the Cleveland County Board of Commissioners, after public hearing, to extend the boundaries of any voted fire protection district out to five road miles. (Ch. 960)

H.B. 2252, an act to repeal the prohibition of running deer on part of Dare County. (Ch. 961)

H.B. 2279, an act to authorize the Town of Ahoskie to levy special assessments for street or sidewalk improvements. (Ch. 962)

H.B. 2295, an act to authorize the Town of Holden Beach to levy a room occupancy and tourism development tax. (Ch. 963)

H.B. 2296, an act to amend the Charter of the City of High Point relating to assessments for water mains and sewers. (Ch. 964)

H.B. 2299, an act to allow shampooing by unlicensed shampooers in Duplin County. (Ch. 965)

H.B. 2313, an act setting forth the method of electing the Duplin County Board of Commissioners and Board of Education as ordered by the United States District Court in February 1988. (Ch. 966)

H.B. 2315, an act to amend Session Laws 1985 (Regular Session 1986), Chapter 903, to require any person possessing a firearm or bow and arrow that is readily available for use to secure an entry permit before entering or remaining on registered land or remaining on abutting portions of highway. (Ch. 967)

H.B. 2318, an act to authorize the Town of Pine Knoll Shores to create a sea turtle sanctuary. (Ch. 968)

H.B. 2326, an act to authorize Richmond County to levy a room occupancy tax. (Ch. 969)

H.B. 2332, an act to authorize Pender County to levy a room occupancy and tourism development tax. (Ch. 970)

H.B. 2334, an act to repeal the prohibition of the manufacture and sale of liquor in the Town of Wade. (Ch. 971)

H.B. 2343, an act providing for the election of the Craven County Board of Commissioners. (Ch. 972)

H.B. 2354, an act to repeal the prohibition of the manufacture and sale of liquor in the Town of Godwin. (Ch. 973)

H.B. 2356, an act to provide for a special primary to fill a vacancy on the Vance County Board of Education, and to provide that in filling further vacancies, the Board of Education must choose the candidate recommended by the County Party Executive Committee of the vacating member. (Ch. 974)

H.J.R. 2604, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes. (Res. 45)

CALENDAR (Continued)

H.B. 657 (Senate Committee Substitute), a bill to modify the provisions of G.S. 159-64 as applied to bonds authorized during the calendar year 1981 extending the time within which such bonds may be issued, upon third reading.

Senator Sands offers a motion that the rules be suspended to place the Senate Committee Substitute bill before the Senate for immediate consideration, out of its regular order of business which motion prevails.

Senator Johnson of Wake is excused from voting for the stated reason: "Conflict"

The Senate Committee Substitute bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in the Senate Committee Substitute bill.

Bills and resolutions on the Calendar under suspension of the rules, carried forward as unfinished business from June 23, are taken up and disposed of as follows:

H.B. 2212, a bill to incorporate the Town of Varnamtown; subject to a referendum, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2230, a bill to incorporate the Town of Cedar Point, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2270, a bill to incorporate the Town of Sandy Creek; subject to a referendum, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2337, a bill to authorize municipalities within Guilford County to enter into agreements concerning annexations, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2338, a bill to authorize acceptance of irrevocable letters of credit in lieu of performance bonds relating to the letting of performance bonds relating to the letting of public contracts by the City of Greensboro and Guilford County, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2341, a bill to amend the Charter of the City of Greensboro, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2352, a bill to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order.

Without objection, on motion of Senator Ezzell, the bill is recommitted to the **Local Government and Regional Affairs I Committee**.

H.B. 579 (Committee Substitute), a bill to provide that counties may by resolution deem the creation of a self-funded risk program as the purchase of insurance for the purpose of waiving the defense of governmental immunity.

The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H.B. 2324, a bill to limit height of structures in the Town of Holden Beach.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

Bills and resolutions on today's Calendar are taken up and disposed of as follows:

H.B. 2187, a bill to revise and consolidate the Charter of the Town of Clayton, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2211, a bill to validate the actions of the Brunswick Utility Operations Board concerning certain assessments, and to allow continued delegation of certain assessment functions, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2258, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2259, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2260, a bill to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2274, a bill redefining the city limits of the City of Wilson, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of

Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. J. R. 2649

HOUSE OF REPRESENTATIVES
June 24, 1988

Mr. President:

This is to advise that the title on the jacket of **H. J. R. 2649** sent to you by special message on June 23, 1988 should read as follows:

A JOINT RESOLUTION AUTHORIZING THE 1987 GENERAL ASSEMBLY, 1988 SESSION, TO CONSIDER A BILL TO BE ENTITLED AN ACT TO CORRECT THE DATES FOR THE PHASE-IN OF THE MODIFIED SYSTEM FOR ADJUSTING THE ASSESSMENT LEVEL OF PUBLIC SERVICE COMPANY SYSTEM PROPERTY.

Respectfully,
S/GRACE A. COLLINS

Senator Royall offers a motion that the vote by which the Journal for yesterday, June 23, 1988, was approved, be reconsidered, which motion prevails.

Senator Royall further moves that the message from the House of Representatives informing the Senate that the title to **H. J. R. 2649**, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill relating to the schedule of sales assessment ratio studies conducted for the purpose of valuing public service system property, was reflected incorrectly on the face of the joint resolution be reflected in the records of the proceedings for June 23, and that the title of the joint resolution be changed accordingly, which motion prevails. The corrected title is **H. J. R. 2649**, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to correct the dates for the phase-in of the modified system for adjusting the assessment level of public service company system property.

Senator Royall moves that the Journal of Thursday, June 23, 1988, be approved as corrected by the change in the title of **H. J. R. 2649**, which motion prevails.

CALENDAR (Continued)

H. B. 2243, a bill making sundry amendments concerning local governments in Orange and Chatham Counties—2, upon second reading.

The bill passes its second reading by roll-call vote, ayes 37, noes 5, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Ez-zell, Goldston, Harris, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—37.

Voting in the negative: Senators Cobb, Daniel, Hardison, Johnson of Cabarrus, and Sands—5.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2278, a bill to authorize Craven County to appoint a special board of equalization and review, upon second reading.

The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Taft, Tally, Ward, Warren, and Winner—40.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2355, a bill to incorporate the Town of Santeetlah, upon second reading.

The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Taft, Tally, Ward, Warren, and Winner—40.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

S.B. 1619 (Committee Substitute), a bill to provide for the filing of housing code notices or orders in the notice of *lis pendens* by the City of Wilmington.

The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 2168, a bill to clarify that the Washington City Board of Education fills its own vacancies.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2234, a bill to increase the supplemental retirement available under the Shelby Local Firemen's Relief Fund.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2339, a bill to change the name of the Greensboro-High Point Regional Airport Authority to the Piedmont Triad Airport Authority and to change the name of the Greensboro/High Point/ Winston-Salem Regional Airport to the Piedmont Triad International Airport.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2351, a bill to permit the Granville County Board of Education to choose the building contract system it uses for the construction of a new middle school.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2365 (Committee Substitute), a bill to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous

Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

H.B. 2372, a bill to amend the formula used to apportion the income of multi-state corporations to this State for income taxation and to conform the formula for payment of estimated taxes to the federal formula, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2389 (Committee Substitute), a bill to provide for special tax treatment of Subchapter S Corporations, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

H.B. 2463, a bill to amend Chapter 806 of the 1987 Session Laws to provide changes only with respect to projects wholly self-liquidating, upon third reading.

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—40.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2169, a bill to change the effective date of the transfer of responsibility for issuing bingo licenses from the Department of Revenue to the Department of Human Resources, upon second reading.

The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Moore, Johnson of

Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Shaw, Sherron, Smith, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—39.

Voting in the negative: None.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

S.B. 564 (Committee Substitute No. 2), a bill to set forth the powers and duties of the Commissioner of Labor dealing with the regulation of migrant housing, as amended.

The Chair addresses the point of order raised by Senator Johnson of Wake on June 23 and rules that the Committee Substitute bill No. 2, as amended, no longer complies with Resolution 37 upon the adoption of Amendment No. 5 and is, therefore, no longer eligible for further consideration. The Chair orders the Committee Substitute bill No. 2, as amended, returned to the Office of the Principal Clerk.

S.B. 1857, a bill to amend the definition of rural area contained in an act to authorize the creation of North Carolina Enterprise Corporations.

On motion of Senator Staton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service.

The bill passes its second reading (electronically recorded).

Senator Taft objects to the third reading of the bill.

The bill is ordered placed on the Calendar for Monday, June 27, for further consideration, upon third reading.

H.B. 2360 (Committee Substitute), a bill to allow "severely distressed counties" and cities in those counties to retain small cities Community Development Block Grant Program income.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S.B. 511 (House Committee Substitute), a bill to make technical amendments to the insurance law, for concurrence in the House Committee Substitute bill.

On motion of Senator Parnell, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the House Committee Substitute bill is ordered enrolled.

On motion of Senator Royall, seconded by Senator Allran, the Senate adjourns at 12:10 P.M. to meet Monday, June 27, at 8:00 P.M.

ONE HUNDRED FIFTY-THIRD DAY

SENATE CHAMBER,
Monday, June 27, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, we all admire the wisdom of those who come to us for advice—advice is such an easy thing to give, such a difficult thing to follow.

"A wise one once said: 'I give my ear to many, my mouth to very few!'

"Open now our ears, O Lord, to hear the wisdom of Thy Counsel, and put a guard over our mouths so that our words today may be gracious and good, for tomorrow, we may have to eat them. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 24, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Kaplan for tonight.

The President extends courtesies of the floor to William W. Redman, former Senator from Iredell County and his daughter, Adrian.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Johnson of Wake for the Judiciary II Committee:

S.B. 1823, a bill to allow the district court to sit in Havelock, with a favorable report, as amended.

By Senator Warren for the Education Committee:

H.B. 331 (Committee Substitute), a bill to provide a governance structure for the Department of Public Education, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Warren, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Warren, the Senate Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 511 (House Committee Substitute), an act to make technical amendments to the insurance law. (Ch. 975)

S.B. 758 (House Committee Substitute), an act to authorize revenue bonds to be issued to finance facilities for agencies of the federal government. (Ch. 976)

S.B. 1566, an act changing the appointment of commissioners to the Pitt County Industrial Development Commission and enlargement of the County's powers to encourage location of industrial prospects. (Ch. 977)

S.B. 1626, an act to correct the corporate boundaries of the Town of Marshville. (Ch. 978)

H.B. 280 (Senate Committee Substitute), an act to authorize Hertford County to levy a room occupancy and tourism development tax. (Ch. 979)

H.B. 579 (Committee Substitute), an act to provide that counties may by resolution deem the creation of a self-funded risk program as the purchase of insurance for the purpose of waiving the defense of governmental immunity. (Ch. 980)

H.B. 1204 (Senate Committee Substitute No. 3), an act to give water and sewer authorities the same power as cities and counties to purchase property subject to a purchase money security interest. (Ch. 981)

H.B. 2168, an act to clarify that the Washington City Board of Education fills its own vacancies. (Ch. 982)

H.B. 2187, an act to revise and consolidate the Charter of the Town of Clayton. (Ch. 983)

H.B. 2211, an act to validate the actions of the Brunswick Utility Operations Board concerning certain assessments, and to allow continued delegation of certain assessment functions. (Ch. 984)

H.B. 2234, an act to increase the supplemental retirement available under the Shelby Local Firemen's Relief Fund. (Ch. 985)

H.B. 2258, an act to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees. (Ch. 986)

H.B. 2259, an act to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees. (Ch. 987)

H.B. 2260, an act to allow the Towns of Kill Devil Hills, Kitty Hawk, Manteo, Nags Head, and Southern Shores to impose facility fees. (Ch. 988)

H.B. 2274, an act redefining the city limits of the City of Wilson. (Ch. 989)

H.B. 2339, an act to change the name of the Greensboro-High Point Regional Airport Authority to the Piedmont Triad Airport Authority and to change the name of the Greensboro/High Point/ Winston-Salem Regional Airport to the Piedmont Triad International Airport. (Ch. 990)

H.B. 2351, an act to permit the Granville County Board of Education to choose the building contract system it uses for the construction of a new middle school. (Ch. 991)

H.B. 2360 (Committee Substitute), an act to allow "severely distressed counties" and cities in those counties to retain small cities Community Development Block Grant Program income. (Ch. 992)

H.B. 2365 (Committee Substitute), an act to provide fee setting authority and to impose taxes and fees applicable to Low-Level Radioactive Waste and Hazardous Waste, to implement the recommendations of the Joint Select Committee on Low-Level Radioactive Waste and the Inter-Agency Committee on Low-Level Radioactive Waste, to make related clarifying and technical amendments, to authorize certain agreements relating to hazardous waste, to restrict the activities of the Hazardous Waste Treatment Commission, to limit annexation of waste facilities, and to make conforming changes to other laws. (Ch. 993)

H.B. 2372, an act to amend the formula used to apportion the income of multi-state corporations to this State for income taxation and to conform the formula for payment of estimated taxes to the federal formula. (Ch. 994)

H.B. 2463, an act to amend Chapter 806 of the 1987 Session Laws to provide changes only with respect to projects wholly self-liquidating. (Ch. 995)

H. J. R. 2182, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer. (Res. 46)

H. J. R. 2475, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider "a bill to be entitled an act to provide that an admission fee may be charged for the three North Carolina aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina aquariums." (Res. 47)

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 2429, a bill to provide an additional one thousand one hundred dollars income tax exemption for taxpayers and their dependents with transplanted organs or tissues.

Referred to Finance Committee.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 2212, a bill to incorporate the Town of Varnamtown; subject to a referendum, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2230, a bill to incorporate the Town of Cedar Point, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2243, a bill making sundry amendments concerning local governments in Orange and Chatham Counties—2, upon third reading.

Without objection, on motion of Senator Sands, the bill is temporarily displaced.

H. B. 2270, a bill to incorporate the Town of Sandy Creek; subject to a referendum, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2278, a bill to authorize Craven County to appoint a special board of equalization and review, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2337, a bill to authorize municipalities within Guilford County to enter into agreements concerning annexations, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2338, a bill to authorize acceptance of irrevocable letters of credit in lieu of performance bonds relating to the letting of performance bonds relating to the letting of public contracts by the City of Greensboro and Guilford County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2341, a bill to amend the Charter of the City of Greensboro, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2355, a bill to incorporate the Town of Santeetlah, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2188, a bill to revise and consolidate the Charter of the City of Whiteville, upon second reading.

The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Ward, Warren, and Winner—39.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2244, a bill concerning voluntary satellite annexations by the Town of Garner, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered placed on the Calendar for further consideration upon third reading.

H.B. 2222, a bill to modify the distribution of profits from the operation of alcoholic beverage control stores in Northampton County pertaining to financing of law enforcement.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2169, a bill to change the effective date of the transfer of responsibility for issuing bingo licenses from the Department of Revenue to the Department of Human Resources, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates, upon second reading.

The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Walker, Ward, Warren, and Winner—40.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2623, a bill to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Plyler, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered placed on the Calendar for further consideration upon third reading.

H.B. 1130 (Senate Committee Substitute), a bill to provide that anabolic steroids are included as a controlled substance.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

Senator Martin of Guilford objects to the third reading of the bill.

The Senate Committee Substitute bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2216, a bill to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission.

Senator Soles offers Amendment No. 1 which is adopted (electronically recorded).

Senator Swain offers Amendment No. 2.

On motion of Senator Swain, further consideration of the bill, as amended, with Amendment No. 2 pending, is postponed until tomorrow, June 28.

H.B. 2376, a bill to provide an additional one thousand one hundred dollars (\$1,100) income tax exemption for taxpayers and their dependents who have muscular dystrophy.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 1240 (Senate Committee Substitute), a bill to make certain changes in the law regarding fraudulent disposal of property, as amended, upon third reading.

Without objection, on motion of Senator Hipps, consideration of the Senate Committee Substitute bill, as amended, is postponed until tomorrow, June 28.

H.B. 2243, a bill making sundry amendments concerning local governments in Orange and Chatham Counties—2, upon third reading, temporarily displaced earlier.

Senator Hunt of Moore offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its third reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt

of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service, upon third reading.

Senator Bryan offers Amendment No. 1.

Without objection, on motion of Senator Swain, further consideration of the bill, with Amendment No. 1 pending, is postponed until tomorrow, June 28.

S.B. 663, a bill to specifically authorize the North Carolina Board of Dental Examiners to regulate general anesthesia and parenteral sedation by dentists, for concurrence in House Amendments No. 1 and No. 2.

Senator Johnson of Wake moves that the Senate do not concur in House Amendments No. 1 and No. 2 and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Johnson of Wake, Hunt of Moore, and Rand as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2651, a bill to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property.

Referred to Finance Committee.

H.B. 2648, a bill to close loopholes that allow high-income taxpayers to claim the low-income tax credit and to increase the maximum fees that can be established by the Manufactured Housing Board and the Board of Pharmacy.

Referred to Finance Committee.

The President recognizes the following pages serving in the Senate this week: James Christopher Black, Durham; Russell Amos Brinson, Kenansville; Gordon Burkette, Raleigh; Caroline Carver, Fayetteville; Shelly Chappell, Wake Forest; Melinda Cothren, North Wilkesboro; Tina Lynn Cotton, Hubert; Veronica Cribb, Jacksonville; Lea Dunn, Raleigh; Laurie Dardonell, Raleigh; Pat Edwards, Raleigh; Nelson Hawkins, Concord; Lee Hayes, Reidsville; Marty Heesch, Hickory; Blake Justice, Waynesville; Darren Franklin Lowe, Clyde; Kevin Erik Melville, Clyde; Alicia Nisbet, Raleigh; Dolly Lynn Pressley, Canton; David William Rogers, Leicester; Charles Fletcher Salmon, Greensboro; Catherine Elizabeth Scott, Manteo; David Andrew Smith, Clinton; Kenneth Ellwood Spruill, Knightdale; Mary Lacey Tate, Lake Waccamaw; Crystal "Lynn" Tripp, Greenville; Bob Warlick, Jacksonville; Julie Wilhelm, Hickory; Catherine Williams, Fayetteville; and Nikita Williams, Rocky Mount.

On motion of Senator Harrington, seconded by Senator Simpson, the Senate adjourns at 9:05 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, June 28, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, as we turn our faces now toward the closing days of this summer session, may we have the faithful patience that plows to the end of the row.

"Help each to hold his or her place—hold the long purpose like a growing tree.

"And, grant by Thy mercies, O Lord, that the members of this Senate may stand so tall with wisdom and grace that when they depart this city set on a hill, they may leave a lonesome place against the sky. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 27, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The Chair extends courtesies of the gallery to mayors and other municipal officials from across the State, and to Worth Gentry, former Representative from Stokes County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Hunt of Moore for the **Local Government and Regional Affairs II Committee**:

H.B. 473, a bill to amend the Charlotte City Charter with respect to auxiliary police and fire officers, with a favorable report.

H.B. 2263, a bill to restore the mayor-council form of government in the Town of Landis, with a favorable report.

By Senator Rauch for the **Finance Committee**:

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars, with a favorable report.

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax, with a favorable report.

H.B. 2429, a bill to provide an additional one thousand one hundred dollars income tax exemption for taxpayers and their dependents with transplanted organs or tissues, with a favorable report.

H.B. 2171 (Committee Substitute), a bill to make technical amendments to the revenue laws, with a favorable report, as amended.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2188, a bill to revise and consolidate the Charter of the City of Whiteville, upon third reading.

The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows:

Voting in the affirmative: Senators Barker, Basnight, Block, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Smith, Somers, Staton, Swain, Taft, Tally, Ward, Warren, and Winner—39.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2244, a bill concerning voluntary satellite annexations by the Town of Garner, upon third reading.

On motion of Senator Johnson of Wake the bill is re-referred to the Judiciary II Committee.

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates, upon third reading.

The bill passes its third reading by roll-call vote, ayes 44, noes 1, as follows:

Voting in the affirmative: Senators Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, and Warren—44.

Voting in the negative: Senator Winner—1.

The bill is ordered enrolled.

H.B. 2623, a bill to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The bill is ordered enrolled.

S.B. 1823, a bill to allow the district court to sit in Havelock.

On motion of Senator Johnson of Wake, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading (electronically recorded).

Senator Sands objects to the third reading of the bill, which objection he subsequently withdraws, and the bill, as amended, remains before the Senate for further consideration upon third reading.

The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

H.B. 331 (Senate Committee Substitute), a bill to provide a governance structure for the Department of Public Education.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

Senator Barker and Senator Seymour request to be recorded voting "aye" on the third reading of the Senate Committee Substitute bill.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1576, an act to allow the Town of Rolesville to impose impact fees. (Ch. 996)

S.B. 1597, an act to increase the fine for unauthorized parking in a handicapped parking space in the City of Jacksonville. (Ch. 997)

S.B. 1615, an act to authorize the City of Raleigh to levy a motor vehicle tax not to exceed ten dollars. (Ch. 998)

H.B. 546 (Senate Committee Substitute), an act to provide for amendments to the Employment Security Law. (Ch. 999)

H.B. 1171 (Senate Committee Substitute), an act to improve administration of the Sedimentation Pollution Control Act of 1973. (Ch. 1000)

H.B. 2169, an act to change the effective date of the transfer of responsibility for issuing bingo licenses from the Department of Revenue to the Department of Human Resources. (Ch. 1001)

H.B. 2172 (Senate Committee Substitute) an act to allow the Cities of Kinston and Morganton, and the Counties of Burke and Lenoir to acquire land for industrial development and dispose of same without public sale. (Ch. 1002)

H.B. 2212, an act to incorporate the Town of Varnamtown; subject to a referendum. (Ch. 1003)

H.B. 2222, an act to modify the distribution of profits from the operation of alcoholic beverage control stores in Northampton County pertaining to financing of law enforcement. (Ch. 1004)

H.B. 2230, an act to incorporate the Town of Cedar Point. (Ch. 1005)

H.B. 2238 (Senate Committee Substitute), an act to allow the Goldsboro-Wayne Airport Authority and the County of Duplin as to airport property to enter into longer-term leases, and to allow Wayne County to dispose of certain property by private sale. (Ch. 1006)

H.B. 2270, an act to incorporate the Town of Sandy Creek; subject to a referendum. (Ch. 1007)

H.B. 2278, an act to authorize Craven County to appoint a special board of equalization and review. (Ch. 1008)

H.B. 2337, an act to authorize municipalities within Guilford County to enter into agreements concerning annexations. (Ch. 1009)

H.B. 2338, an act to authorize acceptance of irrevocable letters of credit in lieu of performance bonds relating to the letting of performance bonds relating to the letting of public contracts by the City of Greensboro and Guilford County. (Ch. 1010)

H.B. 2341, an act to amend the Charter of the City of Greensboro. (Ch. 1011)

H.B. 2355, an act to incorporate the Town of Santeetlah. (Ch. 1012)

H.B. 2376, an act to provide an additional one thousand one hundred dollars (\$1,100) income tax exemption for taxpayers and their dependents who have muscular dystrophy. (Ch. 1013)

CALENDAR (Continued)

H.B. 2216, a bill to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission, as amended, with pending Amendment No. 2.

On motion of Senator Swain, Amendment No. 2 is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

H.B. 1130 (Senate Committee Substitute), a bill to provide that anabolic steroids are included as a controlled substance, upon third reading.

The Senate Committee Substitute bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 1240 (Senate Committee Substitute), a bill to make certain changes in the law regarding fraudulent disposal of property, as amended, upon third reading.

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service, upon third reading, with pending Amendment No. 1.

On motion of Senator Swain, consideration of the bill with Amendment No. 1 pending is postponed until tomorrow, June 29.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 663

HOUSE OF REPRESENTATIVES
June 28, 1988

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendment 1 and 2 to Senate B. No. 663, A BILL TO BE ENTITLED AN ACT TO SPECIFICALLY AUTHORIZE THE NORTH CAROLINA BOARD OF DENTAL EXAMINERS TO REGULATE GENERAL ANESTHESIA AND PARENTERAL SEDATION BY DENTISTS, the Speaker has appointed as conferees on the part of the House, Representatives Wicker, Mavretic, and Hunt of Cleveland to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
S/GRACE COLLINS
Principal Clerk

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 1304
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
June 28, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Comm. Sub. to H.B. No. 1304, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CLEANUP OF ENVIRONMENTAL DAMAGE CAUSED BY LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, and requests conferees. The speaker has appointed Representatives Wicker, Nesbitt, and Cooper on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

RECALL FROM ENROLLING

H.B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates.

Without objection, on motion of Senator Hipps, the bill is recalled from the Enrolling Clerk.

The Chair declares the Senate in recess until 4:30 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Receiving no business for consideration, the Chair declares the Senate in recess until 5:00 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CONFEREES APPOINTED

H.B. 1304 (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks.

Senator Royall moves that the President do appoint conferees, which motion prevails. The President appoints Senators Plyler, Royall, and Winner as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 2641 (Committee Substitute), a bill to appropriate funds for the 1988-89 fiscal year, received without engrossment. (for attached report, see Addendum)
Referred to Appropriations Committee.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Hardison for the **Commerce Committee**:

H. B. 133 (Committee Substitute), a bill to provide that the same type of joint accounts and trusts accounts are available to customers of all financial institutions as recommended by the General Statutes Commission, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Hardison, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Hardison, the Senate Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

By Senator Ezzell for the **Local Government and Regional Affairs I Committee**:

H. B. 2357, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees, with a favorable report, as amended.

On motion of Senator Ezzell, the rules are suspended and the bill is placed before the Senate for immediate consideration, upon second reading.

On his further motion Committee Amendments No. 1, No. 2 and No. 3 are adopted.

Senator Marvin rises to a point of order as to the requirement for referral to the **Finance Committee**, by Senate Rules. The Chair sustains the point of order.

Without objection, on motion of Senator Speed, the rules are suspended, to the end that the bill, as amended, is not required to be referred to the **Finance Committee**.

The bill, as amended, passes its second reading by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Marvin, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—38.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

RECONSIDERATION

H. B. 2369, a bill to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates.

The Enrolling Clerk returns the bill to the Senate and Senator Hipps moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails.

Senator Barnes offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

WITHDRAWAL FROM COMMITTEE

S.B. 849 (Committee Substitute), a bill to amend the law regarding Social Services subrogation and disbursement.

Without objection, on motion of Senator Harris, the rules are suspended and the Committee Substitute bill is taken from the Human Resources Committee and is placed before the Senate for immediate consideration.

On motion of Senator Daniel, the Senate concurs in House Amendments No. 1, No. 2, and No. 3 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

On motion of Senator Harrington, seconded by Senator Bryan, the Senate adjourns at 5:25 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, June 29, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, Thou art the Holy One Who hast two dwelling places: one in heaven, and the other in a thankful heart.

"Accept now, our gratitude for life this day, for work to do that is worth the doing;

"And let Your Abiding Friendship rest upon the members of this Senate, especially those who are retiring at the end of this term: Harold Hardison, 'Monk' Harrington, 'Tony' Rand, and Robert Somers.

"Keep them, and us, in the palm of Your Hand. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 28, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence for today to Senator Royall who is attending ceremonies in Chicago, Illinois, as his brother-in-law, Dr. James E. Davis, assumes the Presidency of the American Medical Association.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 744, an act to change the composition of the North Carolina State Indian Housing Authority. (Ch. 1014)

S.B. 1612, an act to update the reference to the Internal Revenue Code used to determine certain taxable income and tax exemptions. (Ch. 1015)

S.B. 1616, an act to change the manner of election of the Caswell County Board of Commissioners and the Caswell County Board of Education so as to implement a federal court order. (Ch. 1016)

H.B. 1111 (Senate Committee Substitute), an act to require the registration of certain makers of mortgage loans on residential real property. (Ch. 1017)

H.B. 2188, an act to revise and consolidate the Charter of the City of Whiteville. (Ch. 1018)

H.B. 2324, an act to limit height of structures in the Town of Holden Beach. (Ch. 1019)

H.B. 2623, an act to clarify the fees applicable to generators and transporters of hazardous waste, and to hazardous waste storage, treatment, and disposal facilities. (Ch. 1020)

H.B. 2174, an act to allow the County of Catawba to impose facility fees. (Ch. 1021)

S.B. 849 (Committee Substitute), an act to amend the law regarding Social Services subrogation and disbursement. (Ch. 1022)

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the **Finance Committee**:

H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the bill is placed at the end of today's Calendar for consideration, upon second reading.

H.B. 2648, a bill to close loopholes that allow high-income taxpayers to claim the low-income tax credit and to increase the maximum fees that can be established by the Manufactured Housing Board and the Board of Pharmacy, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the bill is placed at the end of today's Calendar for consideration, upon second reading.

H.B. 2651, a bill to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the bill is placed at the end of today's Calendar for consideration, upon second reading.

Senator Cobb rises to a point of order as to whether the bills reported from the **Finance Committee** are roll-call measures and whether it is in order to place the bills on the Calendar for today for consideration.

The Chair rules that the bills are roll-call measures and that the bills received their first reading when received from the House of Representatives and further rules that the motion to place the bills on today's Calendar, upon second reading, is in order.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bill, which is read the first time and disposed of as follows:

S.B. 656, a bill to extend the expiration for the payment of just compensation by local authorities requiring the removal of billboards which are permitted under the provisions of Article 11 of Chapter 136 of the General Statutes, for concurrence in House Amendment No. 1 which is placed on the Calendar for tomorrow, June 30.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2336, a bill to allow a procedure for the improvement of roads in certain counties and for the assessment of nonparticipating property owners.

Senator Soles offers a motion to suspend the rules to the end that the bill not be required to be referred to the Finance Committee, and further moves that the bill be placed on the Calendar for tomorrow, upon second reading, which motions prevail.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2357, a bill to amend the Charter of the Town of Knightdale relating to drive-ways, site plan and subdivision approval, road or drainage project fees, and open space project fees, recreational fees, public safety project fees, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Conder, Ezzell, Hardison, Harrington, Harris, Hipps, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1, No. 2, and No. 3.

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars, upon second reading.

The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Conder, Ezzell, Hardison, Harris, Hipps, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Warren, and Winner—37.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 473, a bill to amend the Charlotte City Charter with respect to auxiliary police and fire officers.

The bill passes its second and third readings and is ordered enrolled.

H.B. 2263, a bill to restore the mayor-council form of government in the Town of Landis.

The bill passes its second and third readings and is ordered enrolled.

WITHDRAWAL FROM CALENDAR

S.B. 656, a bill to extend the expiration for the payment of just compensation by local authorities requiring the removal of billboards which are permitted under the provisions of Article 11 of Chapter 136 of the General Statutes, for concurrence in House Amendment No 1.

On motion of Senator Goldston the rules are suspended and the bill is taken from the Calendar for tomorrow, June 30, and is placed on the Calendar for today, for immediate consideration.

On motion of Senator Goldston, the Senate concurs in House Amendment No. 1 (electronically recorded) and the bill is ordered enrolled.

CALENDAR (Continued)

H.B. 2171 (Committee Substitute), a bill to make technical amendments to the revenue laws, upon second reading.

On motion of Senator Rauch, the Committee Amendments No. 1 and No. 2, held not to be material, are adopted.

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—44.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 133 (Senate Committee Substitute), a bill to provide that the same type of joint accounts and trusts accounts are available to customers of all financial institutions as recommended by the General Statutes Commission.

The Chair orders the Senate Committee Substitute bill temporarily displaced.

H.B. 2429, a bill to provide an additional one thousand one hundred dollars income tax exemption for taxpayers and their dependents with transplanted organs or tissues.

Senator Kaplan offers Amendment No. 1.

The Chair orders the bill, with Amendment No. 1 pending, temporarily displaced.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service, with Amendment No. 1 pending, upon third reading.

Senator Swain offers a motion that Amendment No. 1 do lie upon the table, seconded by Senator Walker, which motion prevails (electronically recorded). Amendment No. 1 lies upon the table.

Senator Harris offers Amendment No. 2 which changes the title upon concurrence to read **H.B. 2264**, a bill to provide for the purchase of military service under the Retirement System after the completion of five years of creditable service.

Senator Johnson of Wake rises to a point of order as to Amendment No. 2 being material.

The Chair rules Amendment No. 2 is material and orders that an actuarial note be furnished.

The bill, with Amendment No. 2 pending, is temporarily displaced.

H.B. 2429, a bill to provide an additional one thousand one hundred dollars income tax exemption for taxpayers and their dependents with transplanted organs or tissues, displaced earlier, with Amendment No. 1 pending.

Amendment No. 1 fails of adoption (electronically recorded).

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales, upon second reading.

The bill passes its second reading by roll-call vote, ayes 38, noes 3, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rauch, Richardson, Seymour, Shaw, Sherron, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, and Winner—38.

Voting in the negative: Senators Barnes, Sands, and Smith—3.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2648, a bill to close loopholes that allow high-income taxpayers to claim the low-income tax credit and to increase the maximum fees that can be established by the Manufactured Housing Board and the Board of Pharmacy, upon second reading.

The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, and Winner—44.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H.B. 2243, an act making sundry amendments concerning local governments in Orange and Chatham Counties—2. (Ch. 1023)

CALENDAR (Continued)

H.B. 2651, a bill to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property, upon second reading.

On motion of Senator Rauch, Committee Amendment No. 1, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 1304

(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES

June 29, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Committee Substitute for **H.B. 1304** (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE COLLINS
Principal Clerk

CONFERENCE REPORT

H.B. 1304

(Senate Committee Substitute)

Senator Plyler for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 1304** (Senate Committee Substitute), a bill to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for House Committee Substitute for House Bill 1304 (Fifth Edition Engrossed), **A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CLEANUP OF ENVIRONMENTAL**

DAMAGE CAUSED BY LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, wish to report as follows:

The House concurs in the Senate Committee Substitute with the following amendment:

On page 18, line 20, delete the word "General" and substitute the word "Highway"; and the Senate agrees to the same.

To this end, the Conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 28th day of June, 1988.

S/Aaron W. Plyler
S/Dennis Winner
S/Kenneth Royall, Jr.

S/Dennis Wicker
S/Roy A. Cooper III
S/Martin Nesbitt

*Conferees on the part
of the Senate*

*Conferees on the part of the
House of Representatives*

On motion of Senator Plyler, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

H.B. 2641 (Committee Substitute), a bill to appropriate funds for the 1988-89 fiscal year, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill with Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7 attached.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill, with Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7, is placed before the Senate for immediate consideration.

On motion of Senator Plyler the Committee Substitute bill with Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7 is adopted.

Senator Cobb rises to a point of order as to the Report to the Senate Appropriations Committee on Capital Improvements and Non-Recurring Items constituting a part of the Senate Committee Substitute bill and open to amendment. The Chair rules the Report is incorporated in the Senate Committee Substitute bill by reference, pursuant to Section 167, and amendments to the Report should be directed to the page and line number of that Section of the Senate Committee Substitute bill. (See Addendum)

Without objection, on motion of Senator Plyler, the rules are suspended, to allow members of the Fiscal Research staff to remain on the floor for the purpose of assisting with the explanation of the Senate Committee Substitute bill.

Without objection, on motion of Senator Plyler, the Senate Committee Substitute bill remains before the Senate for further consideration.

Without objection, on motion of Senator Goldston, the Senate dispenses with the explanation of the Senate Committee Substitute bill.

Senator Rand offers Amendment No. 8 which is adopted (electronically recorded).

Senator Thomas offers Amendment No. 9 which is adopted (electronically recorded).

Senator Marvin offers Amendment No. 10 which is adopted (electronically recorded).

Senator Taft offers Amendment No. 11 which is adopted (electronically recorded).
Senator Cobb offers Amendment No. 12 which is adopted (electronically recorded).
Senator Rand offers Amendment No. 13 which is adopted (electronically recorded).
Senator Parnell offers Amendment No. 14 which is adopted (electronically recorded).

Senator Sands offers Amendment No. 15 which is adopted (electronically recorded).

Senator Simpson offers Amendment No. 16. Senator Plyler rises to a point of order as to whether the amendment is germane. The Chair rules the amendment is germane and is properly before the Senate. Amendment No. 16 fails of adoption (electronically recorded).

Senator Cobb offers Amendment No. 17 which is adopted (electronically recorded).

Senator Barker offers Amendment No. 18 which is adopted (electronically recorded).

Senator Richardson offers Amendment No. 19 which is adopted (electronically recorded).

Senator Plyler offers Amendment No. 20 which is adopted (electronically recorded).

Senator Plyler offers Amendment No. 21 which is adopted (electronically recorded).

Senator Hipps offers Amendment No. 22 which is adopted (electronically recorded).

Senator Plyler offers Amendment No. 23 which is adopted (electronically recorded).

Senator Plyler calls the previous question, seconded by Senator Kaplan. The call is sustained.

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Without objection, on motion of Senator Winner, the Senate Committee Substitute bill remains before the Senate for further consideration upon third reading.

Senator Winner offers Amendment No. 24 which is adopted (electronically recorded).

Senator Martin of Pitt offers Amendment No. 25 which is adopted (electronically recorded).

Senator Plyler calls the previous question, seconded by Senator Kaplan. The call is sustained. The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and the bill is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment, for concurrence in the Senate Committee Substitute bill, as amended.

S.B. 1559, a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds, with a favorable report.

S.B. 1704, a bill to address the nursing emergency which is faced by North Carolina, with a favorable report.

H.B. 85, a bill to allow a refund from the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System of certain excess contributions to members in retirement, as amended by the **Pensions and Retirement Committee**, with a favorable report.

H.B. 300 (Committee Substitute), a bill to provide matching funds to rural volunteer rescue squads, as amended by the **Insurance Committee**, with a favorable report.

H.B. 2427, a bill to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium, with a favorable report.

S.B. 1298, a bill to provide State and local government law enforcement officers retired prior to August, 1981, with additional post-retirement increases to supplement any other such increases for retired employees and their beneficiaries provided by the General Assembly beginning July 1, 1987, as amended by the **Pensions and Retirement Committee**, with a favorable report, as amended.

S.B. 1299, a bill to remove reemployment earnings restrictions on retired disabled law enforcement officers and on retired University employees exempt from the State Personnel Act, with a favorable report, as amended.

S.B. 1573, a bill to create the North Carolina Solid Waste Management Revolving Loan Program, as amended by the **Finance Committee**, with a favorable report, as amended.

S.B. 1620, a bill to require actuarial notes for changes in health, disability, and related benefits for teachers and State employees, with a favorable report, as amended.

H.B. 2462, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina, with a favorable report, as amended.

H.B. 274 (Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Plyler, the Senate Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

H.B. 1293 (Committee Substitute), a bill to require that checks on all new checking accounts at banks indicate the month and year in which the account was opened, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read **H.B. 1293** (Senate Committee Substitute), a bill to clarify legislative intent regarding the renewal of superintendents' contracts, is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

CALENDAR (Continued)

H.B. 133 (Senate Committee Substitute), a bill to provide that the same type of joint accounts and trusts accounts are available to customers of all financial institutions as recommended by the General Statutes Commission, displaced earlier.

The Chair rules that the Senate Committee Substitute bill is not a roll-call measure.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in the Senate Committee Substitute bill.

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service.

Senator Swain offers a motion to the end that further consideration of the bill with Amendment No. 2 pending, displaced earlier, be postponed until tomorrow, June 30.

Without objection, Senator Harris subsequently withdraws Amendment No. 2.

The motion of Senator Swain prevails and the Chair orders the bill placed on the Calendar for tomorrow, June 30.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 1837, a bill to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity, for concurrence in House Amendment No. 1, which changes the title upon concurrence to read **S.B. 1837**, a bill to extend an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity, which is placed on the Calendar for tomorrow, June 30, for consideration.

H.B. 1288 (Committee Substitute), a bill to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws relating to low-level radioactive waste and hazardous waste

Referred to **Finance Committee**.

H.B. 519 (Committee Substitute), a bill to appropriate funds for improvement of feed, forage and fertilizer testing.

Referred to **Agriculture Committee**.

H.B. 2650, a bill to establish the requirements of eligibility for interment in a State veterans cemetery.

Senator Swain offers a motion to suspend the rules to the end that the bill not be required to be referred to the **Finance Committee** and further moves that the bill be placed on the Calendar for tomorrow, June 30, for consideration, which motions prevail without objection.

H.B. 364 (Committee Substitute), a bill to simplify and expedite the process for reviewing decisions regarding exceptional children and to provide for mediation of disagreements.

Referred to **Education Committee**.

H.B. 2397, a bill to reduce the minimum years of service required for membership in the Legislative Retirement System.

Referred to **Pensions and Retirement Committee**.

H.B. 2390, a bill to provide that the inventory tax reimbursement calculation for Wake Forest shall include the value of manufacturers' inventories located in an area that was the subject of litigation challenging its annexation at the time the tax on inventories was repealed.

Referred to **Appropriations Committee**.

H.B. 2654, a bill to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes.

Referred to **Transportation Committee**.

On motion of Senator Harrington, seconded by Senator Shaw, the Senate adjourns at 4:30 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTY-SIXTH DAY

SENATE CHAMBER,
Thursday, June 30, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, we bow to acknowledge that we are deeply in debt—and what we owe, cannot be paid back with money.

"We are indebted to the one in whose blood we were birthed and at whose knee we first learned of Thee; indebted to teachers, coaches, professors and friends who have shared generously with us those things which are steadfast and sure; indebted to family members who know us well and love us best; whose company we have sometimes neglected in order to serve the public; indebted to those who elected us; and those who stand in need of the goods and services of which we are the custodians.

"Most of all, we acknowledge our unpayable debt to Thee, O Lord; therefore command what Thou wilt, then grant what Thou commandest. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 29, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Johnson of Cabarrus. (Senator Johnson of Cabarrus is noted present for a portion of today's session.)

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Tally for the **Natural and Economic Resources and Wildlife Committee**:

H.B. 2269, a bill to establish a no-wake speed zone in Brunswick County, with a favorable report.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 578, a bill to ensure that the recipient of a CON follow the projections of its application.

Referred to **Human Resources Committee**.

H.B. 1144, a bill to amend the law relating to penalties for violation of the revenue laws.

Referred to **Finance Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars, upon third reading.

On motion of Senator Rauch, further consideration of the bill is postponed until tomorrow, July 1.

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax, upon third reading.

On motion of Senator Rauch, further consideration of the bill is postponed until tomorrow, July 1.

H.B. 2336, a bill to allow a procedure for the improvement of roads in certain counties and for the assessment of nonparticipating property owners, upon second reading.

The bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Pitt, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—38.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2171 (Committee Substitute), a bill to make technical amendments to the revenue laws, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Swain, Tally, Walker, Ward, Warren, and Winner—40.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Hunt of Durham for the **Pensions and Retirement Committee**:

H.B. 2397, a bill to reduce the minimum years of service required for membership in the Legislative Retirement System, with a favorable report.

On motion of Senator Hunt of Durham, the bill is re-referred to the **Appropriations Committee**.

H.B. 2467, a bill to cover county fire marshals and emergency service coordinators under the Law Enforcement Officers', Fireman's, Rescue Squad Workers', and Civil Air Patrol Members' Death Benefits Act, with a favorable report.

CALENDAR (Continued)

H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales, upon third reading.

Without objection, on motion of Senator Guy, the bill is ordered temporarily displaced.

H.B. 2648, a bill to close loopholes that allow high-income taxpayers to claim the low-income tax credit and to increase the maximum fees that can be established by the Manufactured Housing Board and the Board of Pharmacy, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—41.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2651, a bill to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property, as amended, upon third reading.

Senator Thomas offers Amendment No. 2 which changes the title upon concurrence to read, **H.B. 2651**, a bill to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property and to authorize the Utilities Commission to regulate location and construction of high voltage transmission lines, which he subsequently withdraws.

The bill, as amended, passes its third reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

S.B. 1573, a bill to create the North Carolina Solid Waste Management Revolving Loan Program, as amended, upon second reading.

On motion of Senator Plyler, Committee Amendment No. 3 is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 300 (Committee Substitute), a bill to provide matching funds to rural volunteer rescue squads, as amended, upon second reading.

Senator Basnight offers Amendment No. 2 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—45.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2427, a bill to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—43.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

H.B. 2462, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina, upon second reading.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

Senator Rauch rises to a point of order as to whether the bill is required to go to the Finance Committee.

The Chair sustains the point of order and re-refers the bill to the Finance Committee.

S.B. 1559, a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds.

Without objection, on motion of Senator Richardson, the bill is recommitted to the Appropriations Committee.

S.B. 1298, a bill to provide State and local government law enforcement officers retired prior to August, 1981, with additional post-retirement increases to supplement any other such increases for retired employees and their beneficiaries provided by the General Assembly beginning July 1, 1987, as amended.

On motion of Senator Plyler, Committee Amendment No. 3, which changes the title to read, **S.B. 1298**, a bill to provide State and local government law enforcement officers retired prior to August, 1981, with additional post-retirement increases to supplement any other such increases for retired employees and their beneficiaries provided by the General Assembly beginning July 1, 1988, is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment of Amendment No. 3.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 656, an act to extend the expiration for the payment of just compensation by local authorities requiring the removal of billboards which are permitted under the provisions of Article 11 of Chapter 136 of the General Statutes. (Ch. 1024)

H.B. 331 (Senate Committee Substitute), an act to provide a governance structure for the Department of Public Education. (Ch. 1025)

H.B. 473, an act to amend the Charlotte City Charter with respect to auxiliary police and fire officers. (Ch. 1026)

H.B. 657 (Senate Committee Substitute), an act to modify the provisions of G.S. 159-64 as applied to bonds authorized during the calendar year 1981 extending the time within which such bonds may be issued. (Ch. 1027)

H.B. 858 (Senate Committee Substitute), an act to prohibit withdrawal of candidacy after filing deadline and to address other campaign and election matters. (Ch. 1028)

H.B. 2263, an act to restore the mayor-council form of government in the Town of Landis. (Ch. 1029)

H.B. 2290, an act to extend the time during which the Cherokee and Haywood Boards of Equalization and Review may sit. (Ch. 1030)

H.B. 2369, an act to correct Chapter 837 of the 1987 Session Laws, relating to limits on costs to be assessed for the support of the General Court of Justice in the administration of estates. (Ch. 1031)

H.B. 2429, an act to provide an additional one thousand one hundred dollars income tax exemption for taxpayers and their dependents with transplanted organs or tissues. (Ch. 1032)

S.B. 1606, an act to amend Chapter 926 of the 1947 Session Laws, as rewritten by Chapter 506, 1987 Session Laws, regarding the Charlotte Firefighters' Retirement System. (Ch. 1033)

H.B. 406 (Committee Substitute No. 2), an act to amend the seed law and to appropriate funds to improve the seed testing program of the Department of Agriculture. (Ch. 1034)

H.B. 1304 (Senate Committee Substitute), an act to provide for the cleanup of environmental damage caused by leaking petroleum underground storage tanks. (Ch. 1035)

CALENDAR (Continued)

S.B. 1299, a bill to remove reemployment earnings restrictions on retired disabled law enforcement officers and on retired University employees exempt from the State Personnel Act.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives by special messenger.

S.B. 1620, a bill to require actuarial notes for changes in health, disability, and related benefits for teachers and State employees.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S.B. 1704, a bill to address the nursing emergency which is faced by North Carolina.

On motion of Senator Ward, consideration of the bill is postponed until tomorrow, July 1.

H.B. 85, a bill to allow a refund from the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System of certain excess contributions to members in retirement, as amended.

The bill, as amended, passes its second reading (electronically recorded).

Without objection, on motion of Senator Rauch, the bill, as amended, is ordered temporarily displaced.

H.B. 274 (Senate Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings.

Without objection, on motion of Senator Barnes, the Senate Committee Substitute bill is ordered temporarily displaced.

H.B. 1293 (Senate Committee Substitute), a bill to clarify legislative intent regarding the renewal of superintendents' contracts.

Without objection, Senator Simpson offers a motion to temporarily displace the Committee Substitute bill.

Senator Shaw rises to a point of order as to whether the Senate Committee Substitute bill is germane to the bill. The Chair takes the point of order under advisement.

On motion of Senator Harris, the Senate Committee Substitute bill is removed from the Calendar of today and recommitted to the Appropriations Committee.

H.B. 2650, a bill to establish the requirements of eligibility for interment in a State veterans cemetery.

Senator Harris offers Amendment No. 1.

Without objection, on motion of Senator Swain, the bill with pending Amendment No. 1, is ordered temporarily displaced.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kaplan for the Election Laws Committee:

H.B. 1124 (Committee Substitute No. 2), a bill to limit campaign expenditures and to strengthen public financing of political campaigns, with an unfavorable report as to Committee Substitute No. 2, but favorable as to Senate Committee Substitute bill.

On motion of Senator Kaplan, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Kaplan, the Senate Committee Substitute bill is adopted.

On motion of Senator Kaplan, the Senate Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

CALENDAR (Continued)

H. B. 274 (Senate Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings, displaced earlier.

Senator Barnes offers Amendment No. 1 which is adopted (electronically recorded).

Senator Cobb offers Amendment No. 2 which is adopted (electronically recorded).

After lengthy debate, Senator Seymour calls the previous question, seconded by Senator Barnes. The call is sustained.

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Senator Royall offers Amendment No. 3 which is adopted (electronically recorded).

Senator Bryan offers Amendment No. 4 which fails of adoption (electronically recorded).

Senator Seymour calls the previous question. The call is not sustained for lack of a second.

With no further debate, the Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, engrossed and sent to the House of Representatives by special messenger for concurrence in the Senate Committee Substitute bill.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 288
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
June 30, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Com. Sub. to House B. No. 288, A BILL TO BE ENTITLED AN ACT REGARDING MODIFYING THE PENALTY FOR FAILURE TO LIST A MOTOR VEHICLE FOR PROPERTY TAXES AND AMENDING THE NORTH CAROLINA MOTOR VEHICLE SALVAGE TITLE LAW and request conferees. The Speaker has appointed Representatives Bumgardner, Mavretic, Wright, McAlister, Hackney on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE COLLINS
Principal Clerk

Senator Plyler offers a motion that the President appoint conferees, which motion prevails.

The President appoints Senators Warren, Goldston, Hunt of Durham, Johnson of Cabarrus, and Swain as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2364, a bill to amend the Charter of the Town of Wrightsville Beach to provide for the adoption of ordinances by initiative and referendum.

Referred to **Local Government and Regional Affairs I Committee**.

H.B. 2652, a bill to amend the laws regarding various service purchases at full cost in the Teachers' and State Employees' Retirement System and in the Local Governmental Employees' Retirement System, after the completion of five years of creditable service.

Referred to **Pensions and Retirement Committee**.

WITHDRAWAL FROM CALENDAR

H.B. 1124 (Senate Committee Substitute), a bill to limit campaign expenditures and to strengthen public financing of political campaigns.

On motion of Senator Kaplan the Senate Committee Substitute bill is taken from the Calendar for July 1, and is placed at the end of the Calendar for today.

The Chair declares the Senate in recess until 4:00 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 859, (Committee Substitute), a bill to extend certain expiring budget provisions.

On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill, with House Amendments No. 1 and No. 2 not engrossed, is placed before the Senate for immediate consideration.

The Chair orders the Committee Substitute bill temporarily displaced.

CALENDAR (Continued)

H.B. 2264, a bill to provide for the purchase of military service under the Legislative Retirement System after the completion of five years of creditable service, upon third reading.

Senator Harris offers Amendment No. 3 which is adopted (electronically recorded).

The bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 3.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the **Finance Committee**:

H. B. 2462, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas, Walker, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

CALENDAR (Continued)

H. B. 859 (Committee Substitute), a bill to extend certain expiring budget provisions, displaced earlier.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Speed for the **Agriculture Committee**:

H. B. 519 (Committee Substitute), a bill to appropriate funds for improvement of feed, forage and fertilizer testing, with a favorable report.

CALENDAR (Continued)

S. B. 1837, a bill to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity, for concurrence in House Amendment No. 1, which changes title upon concurrence.

The Chair orders the bill temporarily displaced.

H. B. 2650, a bill to establish the requirements of eligibility for interment in a State veterans cemetery, with pending Amendment No. 1, temporarily displaced earlier.

Amendment No. 1 is adopted (electronically recorded).

Senator Swain offers Amendment No. 2 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

S.B. 1841, a bill to appropriate funds for the renovations of the highway patrol stations in Robeson County and Gaston County, with a favorable report.

H.B. 2390, a bill to provide that the inventory tax reimbursement calculation for Wake Forest shall include the value of manufacturers' inventories located in an area that was the subject of litigation challenging its annexation at the time the tax on inventories was repealed, with a favorable report.

On motion of Senator Plyler, the bill is re-referred to the Finance Committee.

H.B. 1133 (Senate Committee Substitute), a bill to strengthen the preference to be accorded veterans for State employment when the State employment is within the purview of Chapter 126 of the General Statutes, with an unfavorable report as to Senate Committee Substitute bill, but favorable as to Senate Committee Substitute bill No. 2.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill No. 2 which changes the title to read, **H.B. 1133** (Senate Committee Substitute bill No. 2), a bill to be entitled an act to strengthen the preference to be accorded veterans for State employment, is placed before the Senate for immediate consideration.

On motion of Senator Plyler, Senate Committee Substitute bill No. 2 is adopted, and on his further motion is placed on the Calendar for today as the last order of business, for further consideration.

CALENDAR (Continued)

S.B. 1837, a bill to make permanent an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity, displaced earlier, for concurrence in House Amendment No. 1.

On motion of Senator Rand, the Senate concurs (electronically recorded) in House Amendment No. 1, which changes the title to read, **H.B. 1837**, a bill to extend an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity and the bill is ordered enrolled.

H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales, upon third reading, displaced earlier.

Senator Kaplan is excused from voting for the stated reason: "Conflict of interest".

Senator Guy offers Amendment No. 1, which changes the title upon concurrence to read, **H.B. 2430**, a bill to provide that sales and use taxes shall be imposed on certain mail order sales and to allow a three percent discount to merchants for collecting State sales and use taxes. Amendment No. 1 is adopted (electronically recorded). Senator Swain rises to a point of order as to whether Amendment No. 1 is material. Amendment No. 1 is held not to be material.

The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 4, as follows:

Voting in the affirmative: Senators Allran, Barker, Basnight, Block, Bryan, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Seymour, Sherron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Ward, Warren, and Winner—40.

Voting in the negative: Senators Cobb, Sands, Smith, and Walker—4.

The bill, as amended, is ordered, without objection sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

H.B. 1124 (Senate Committee Substitute), a bill to limit campaign expenditures and to strengthen public financing of political campaigns.

Senator Sands offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives by special messenger.

ENROLLED BILL

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H.B. 859, an act to extend certain expiring budget provisions. (Ch. 1036)

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

S.B. 1559, a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Committee Substitute bill is adopted.

On motion of Senator Plyler, the Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

S.B. 1676, a bill to appropriate funds for the Administrative Rules Review Commission, to clarify the Commission's status as an independent agency, and to extend the review of certain existing rules, with an unfavorable report as to bill, but favorable as to Committee Substitute bill with changes the title to read, **S.B. 1676** (Committee Substitute), a bill to appropriate funds for the Administrative Rules Review Commission, to clarify the Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, and to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Committee Substitute bill is adopted.

On motion of Senator Plyler, the Committee Substitute bill is placed on the Calendar for tomorrow for further consideration.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2628, a bill to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives, without engrossment.

Referred to Rules and Operation of the Senate Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 2389 (Committee Substitute)HOUSE OF REPRESENTATIVES
June 30, 1988*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to **House C. S. B. No. 2389, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SPECIAL TAX TREATMENT OF SUBCHAPTER S CORPORATIONS** and requests conferees. The Speaker has appointed Representatives Hall, Mothershead, and Lineberry on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

Senator Rauch moves that the President appoint conferees, which motion prevails. The President appoints Senators Winner, Goldston, and Soles as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR (Continued)

H. B. 1133 (Senate Committee Substitute No. 2), a bill to strengthen the preference to be accorded veterans for State employment.

The Senate Committee Substitute bill No. 2 passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in the Senate Committee Substitute bill No. 2.

H. B. 85, a bill to allow a refund from the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System of certain excess contributions to members in retirement, as amended, upon third reading, displaced earlier.

The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 2655, a bill to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer.

Referred to Pensions and Retirement Committee.

H. B. 2517, a bill to permit an allocation for implementation of the second phase of the Precinct Boundary Program being conducted in conjunction with the U.S. Census Bureau and to make amendments thereto.

Referred to Appropriations Committee.

WITHDRAWAL FROM CALENDAR

S. B. 1676, (Committee Substitute), a bill to appropriate funds for the Administrative Rules Review Commission, to clarify the Commission's status as an independent

agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, and to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties.

On motion of Senator Plyler the rules are suspended and the Committee Substitute bill is taken from the Calendar for Friday, July 1, and is placed on the Calendar for today, for immediate consideration.

Senator Hipps offers Amendment No. 1 which is adopted (electronically recorded).

Senator Rand offers Amendment No. 2 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2287, a bill to broaden coverage under the State Scholarship Program for children of war veterans and establish entitlement termination dates.

Referred to Veterans Affairs and Senior Citizens Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2287

HOUSE OF REPRESENTATIVES

June 30, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of **H.B. 2287**, "A BILL TO BE ENTITLED AN ACT TO BROADEN COVERAGE UNDER THE STATE SCHOLARSHIP PROGRAM FOR CHILDREN OF WAR VETERANS AND ESTABLISH ENTITLEMENT TERMINATION DATES", for further consideration by the House of Representatives.

Respectfully,
S/GRACE COLLINS
Principal Clerk

Without objection, on motion of Senator Richardson, the bill is recalled from the Veterans Affairs and Senior Citizens Committee and returned to the House of Representatives for further consideration.

WITHDRAWAL FROM COMMITTEE

H.B. 2390, a bill to provide that the inventory tax reimbursement calculation for Wake Forest shall include the value of manufacturers' inventories located in an area that was the subject of litigation challenging its annexation at the time the tax on inventories was repealed.

Without objection, on motion of Senator Rauch, the rules are suspended and the bill is taken from the Finance Committee and is placed on the Calendar for tomorrow, July 1.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 1645 (House Committee Substitute), a bill to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes for concurrence in the House Committee Substitute bill with House Amendment No. 1 not engrossed.

On motion of Senator Winner, the rules are suspended, and the House Committee Substitute bill, is placed before the Senate for immediate consideration.

On motion of Senator Winner, the Senate concurs in the House Committee Substitute bill and the House Committee Substitute bill is ordered enrolled.

S.B. 372 (House Committee Substitute), a bill to limit the liability of officials of public hospitals and hospital authorities for concurrence in the House Committee Substitute bill.

Referred to **Judiciary I Committee**.

On motion of Senator Harrington, seconded by Senator Smith, the Senate adjourns at 6:25 P.M. to meet tomorrow, July 1, at 9:30 A.M.

ONE HUNDRED FIFTY-SEVENTH DAY

SENATE CHAMBER,
Friday, July 1, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Bruce Stanley, Associate Minister of Edenton Street United Methodist Church, Raleigh, as follows:

"Lord, it's a long way from intent to action and longer still from action to consequence. Bridge that gap, help all that is intended for community benefit to have its desired consequence.

"As we approach the end of a session, let our work be expeditious, but not hasty—our efforts purposeful, but not rushed. Bless all here and all those whom they with dedication serve. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, June 30, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Marvin, McDuffie, and Staton, for today.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2461, a bill to address the nursing emergency which is faced by North Carolina.

Senator Ward offers a motion that the rules be suspended to the end that the bill be placed on the Calendar for today, immediately preceding **S.B. 1704**, which motion prevails.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars, upon third reading.

On motion of Senator Rauch, consideration of the bill is postponed until Wednesday, July 6.

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax, upon third reading.

On motion of Senator Rauch, consideration of the bill is postponed until Wednesday, July 6.

H.B. 2336, a bill to allow a procedure for the improvement of roads in certain counties and for the assessment of nonparticipating property owners, upon third reading.

The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Guilford, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—37.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2269, a bill to establish a no-wake speed zone in Brunswick County.

The bill passes its second and third readings and is ordered enrolled.

S.B. 1573, a bill to create the North Carolina Solid Waste Management Revolving Loan Program, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Sherron, Simpson, Smith, Speed, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—39.

Voting in the negative: None.

The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment of Amendment No. 3.

H.B. 300 (Committee Substitute), a bill to provide matching funds to rural volunteer rescue squads, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Swain, Tally, Thomas, Walker, Warren, and Winner—41.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

H.B. 2427, a bill to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Martin of Pitt, Martin of Guilford, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—42.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2462, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Martin of Pitt, Martin of Guilford, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Speed, Swain, Taft, Tally, Thomas, Walker, Warren, and Winner—39.

Voting in the negative: None.

The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

S.B. 1559 (Committee Substitute), a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds.

Senator Richardson offers Amendment No. 1.

Without objection, on motion of Senator Sands, the Committee Substitute bill, with Amendment No. 1 pending, is temporarily displaced.

H.B. 2461, a bill to address the nursing emergency which is faced by North Carolina, placed on today's Calendar under suspension of the Rules.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S.B. 1704, a bill to address the nursing emergency which is faced by North Carolina.

On motion of Senator Ward, consideration of the bill is postponed until Tuesday, July 5.

S.B. 1841, a bill to appropriate funds for the renovations of the highway patrol stations in Robeson County and Gaston County.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H.B. 519 (Committee Substitute), a bill to appropriate funds for improvement of feed, forage and fertilizer testing.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2390, a bill to provide that the inventory tax reimbursement calculation for Wake Forest shall include the value of manufacturers' inventories located in an area that was the subject of litigation challenging its annexation at the time the tax on inventories was repealed.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2467, a bill to cover county fire marshals and emergency service coordinators under the Law Enforcement Officers', Fireman's, Rescue Squad Workers', and Civil Air Patrol Members' Death Benefits Act.

The bill passes its second (electronically recorded) and third readings and is order enrolled.

INTENTION TO RECALL FROM COMMITTEE

S.B. 1712, a bill to authorize the issuance of four hundred fifty million dollars of general obligation bonds of the State, subject to a vote of the qualified voters of the State, to provide funds for highway facilities.

Pursuant to Senate Rule 47, Senator Smith announces his intention to offer a motion to withdraw the bill from the **Transportation Committee**, for consideration by the Senate.

On motion of Senator Harrington, seconded by Senator Taft, the Senate adjourns at 10:15 A.M. to meet Tuesday, July 5, at 1:30 P.M.

ONE HUNDRED FIFTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, July 5, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, as we return from the celebration of our nation's birthday, we thank Thee for those who signed the Declaration of Independence for us; yet, our hearts have been saddened to learn that we shot down a commercial aircraft ending the lives of 290 persons.

"On this-day of mixed emotions and tangled thoughts, we turn to Thee, O Holy God, feeling the need of fixing our feet, once again, on a Rock of Ages that is not shaken; thus we ask, with one of old 'With what shall I come before the Lord, and bow myself before God on high? Will the Lord be pleased with thousands of rams, with ten thousands of rivers of oil? He has showed you, O Man, what is good; and what does the Lord require of you but to do justice, and to love mercy, and to walk humbly with your God.' Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, July 1, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Staton, Guy, Allran, Taft, and Walker for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H.B. 2216, an act to make conforming changes to laws relating to courts, so as to conform to Chapter 509 of the 1987 Session Laws, as recommended by the Legislative Research Commission. (Ch. 1037)

S.B. 1619 (Committee Substitute), an act to provide for the filing of housing code notices or orders in the notice of lis pendens by the City of Wilmington. (Ch. 1038)

H.B. 2648, an act to close loopholes that allow high-income taxpayers to claim the low-income tax credit and to increase the maximum fees that can be established by the Manufactured Housing Board and the Board of Pharmacy. (Ch. 1039)

S.B. 1837, an act to extend an act permitting grand juries to investigate drug trafficking, and concerning criminal contempt and immunity. (Ch. 1040)

S.B. 1645 (Committee Substitute), an act to modify the formula for reimbursing local governments for revenue lost due to the repeal of property taxes on inventories and to make technical changes. (Ch. 1041)

S.B. 1567, an act to make conforming amendments to certain local acts to reflect Chapter 509, Session Laws of 1987, as recommended by the Legislative Research Commission. (Ch. 1042)

H.B. 519 (Committee Substitute), an act to appropriate funds for improvement of feed, forage and fertilizer testing. (Ch. 1043)

H.B. 2171 (Committee Substitute), an act to make technical amendments to the revenue laws. (Ch. 1044)

H.B. 2269, an act to establish a no-wake speed zone in Brunswick County. (Ch. 1045)

H.B. 2336, an act to allow a procedure for the improvement of roads in certain counties and for the assessment of nonparticipating property owners. (Ch. 1046)

H.B. 2390, an act to provide that the inventory tax reimbursement calculation for Wake Forest shall include the value of manufacturers' inventories located in an area that was the subject of litigation challenging its annexation at the time the tax on inventories was repealed. (Ch. 1047)

H.B. 2427, an act to authorize the issuance of not in excess of twenty-five million dollars bonds of the State to provide funds, with other available funds, for the construction, in phases if desirable, of parking garages in downtown Raleigh, such authorized bonds to be issued without an election during the biennium ended June 30, 1989, in an amount not in excess of such authorized amount and not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the 1985-87 Biennium. (Ch. 1048)

H.B. 2461, an act to address the nursing emergency which is faced by North Carolina. (Ch. 1049)

H.B. 2467, an act to cover county fire marshals and emergency service coordinators under the Law Enforcement Officers', Fireman's, Rescue Squad Workers', and Civil Air Patrol Members' Death Benefits Act. (Ch. 1050)

H.B. 2650, an act to establish the requirements of eligibility for interment in a State veterans cemetery. (Ch. 1051)

H.B. 2651, an act to correct the dates for phase-in of the modified system for adjusting the assessment level of public service company system property. (Ch. 1052)

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Harrington for the **Rules and Operation of the Senate Committee**:

S.B. 1865, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate, with a favorable report.

H.B. 2628, a bill to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives, with a favorable report.

S.J.R. 1866, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto, with an unfavorable report as to joint resolution but favorable as to Committee Substitute joint resolution.

On motion of Senator Harrington, the rules are suspended and the Committee Substitute joint resolution which changes the title to read **S.J.R. 1866**, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a motion to remove from the table and consider Senate Bill 456, a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto, is placed before the Senate for immediate consideration.

On motion of Senator Harrington, the Committee Substitute joint resolution is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

By Senator Goldston for the **Transportation Committee**:

H.B. 2654, a bill to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes, with a favorable report.

By Senator Barnes for the **Judiciary I Committee**:

S.B. 372 (House Committee Substitute), a bill to limit the liability of a trustee, officer, or director of a nonprofit corporation, with a favorable report, as to concurrence.

By Senator Rauch for the **Finance Committee**:

H.B. 1144, a bill to amend the law relating to penalties for violation of the revenue laws, with a favorable report.

H.B. 1288 (Committee Substitute), a bill to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws relating to low-level radioactive waste and hazardous waste, with a favorable report, as amended.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 1206 (Committee Substitute), a bill to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws.

Referred to **Finance Committee**.

H.B. 2287, a bill to broaden coverage under the State Scholarship Program for children of war veterans and establish entitlement termination dates.

Referred to **Appropriations Committee**.

H.B. 2560, a bill to establish the State Advisory Council on Indian Education.

Referred to **Appropriations Committee**.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1559 (Committee Substitute), a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds, with Amendment No. 1 pending.

On motion of Senator Richardson, Amendment No. 1 is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

S.B. 1704, a bill to address the nursing emergency which is faced by North Carolina.

On motion of Senator Ward, the bill is postponed indefinitely.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 274
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 5, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Committee Substitute to **H.B. 274**, a bill to be entitled an act providing a funding formula and a selection process for the inclusion of works of art in State buildings, and requests conferees. The Speaker has appointed Representatives Colton, Blue, and Payne on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

Senator Seymour moves that the President appoint conferees, which motion prevails. The President appoints Senators Seymour, Cobb, and Barnes as conferees on

the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

WITHDRAWAL FROM CALENDAR

S.J.R. 1866 (Committee Substitute), a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a motion to remove from the table and consider Senate Bill 456, a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto.

Senator Rand offers a motion to suspend the rules to the end that the Committee Substitute joint resolution be taken from the Calendar for tomorrow, July 6, and placed on the Calendar for today, for immediate consideration, which motion prevails (electronically recorded).

The Committee Substitute joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

CONFERENCE REPORT

H.B. 274 (Senate Committee Substitute)

Senator Seymour, for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon **H.B. 274** (Senate Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings submits the following report.

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 274, A BILL TO BE ENTITLED AN ACT PROVIDING A FUNDING FORMULA AND A SELECTION PROCESS FOR THE INCLUSION OF WORKS OF ART IN STATE BUILDINGS**, wish to report as follows: The House concurs in the Senate Committee Substitute, Fifth Edition engrossed 6/30/88, with the following amendments:

- (1) On page 2, line 26 by deleting the words "Up to"; and
- (2) On page 2, line 27 by deleting "one-half" and substituting "One-half"; and
- (3) On page 3, line 2 by changing the period to a comma and by adding: "or, if not appropriate for the expenditure of a full one-half percent (0.5%) of the amount spent for construction as defined in G.S. 143-408.3, then in some percentage up to one-half percent."

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the day of

S/Mary P. Seymour
S/Henson P. Barnes
S/Laurence A. Cobb

*Conferees on the part
of the Senate*

S/Marie W. Colton
S/Daniel T. Blue
S/Harry E. Payne, Jr.

*Conferees on the part of the
House of Representatives*

The Chair orders the Conference Report placed on the Calendar for tomorrow for adoption.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2490, a bill to increase the immediate civil license revocation for certain persons charged with implied consent offenses from ten to thirty days and to provide a fee for the service of pick-up orders.

Referred to Finance Committee.

H.B. 2656, a bill to provide that an admission fee may be charged for the three North Carolina Aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina Aquariums, without engrossment of Amendment No. 1.

Referred to Finance Committee.

The President recognizes the following pages serving in the Senate this week: Jennifer Jean Ammons, Whiteville; Peter G. Bine Jr., Cary; Kendra Win Cover, Raleigh; Laurie Dardanell, Raleigh; Robert W. Easterling, Charlotte; Brian Hardee, Fayetteville; Lance Michael Hodges, Cary; Bryan Alex Huffman, Hickory; Emily Hughes, Greenville; Dacia Marie Hunter, Broadway; Jamie Jones, Colerain; Traci Jeanette Lewis, Sanford; Malisa Lyman, Wilmington; Amber Rice, New Bern; Amy Rose, Louisburg; Anna Sands, Reidsville; Donald Allen Speight, Grimesland; Donna Michelle Speight, Nashville; Athena Stanfield, Raleigh; Paul Newton Stephenson, Cary; Jennifer Elaine Stone, Cary; Wendy Stone, Cary; Amy Lynn Tester, Cary; Brian K. Walston, Wilson; and Katie Victoria Whitaker, Raleigh.

CONFERENCE REPORT

H.B. 274 (Senate Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings.

Senator Seymour offers a motion to suspend the rules to the end that the Conference Report be taken from the Calendar of tomorrow and placed before the Senate for immediate consideration, which motion she subsequently withdraws.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S.B. 710 (House Committee Substitute), a bill to provide for rules and procedures for products liability lawsuits involving firearms, for concurrence in the House Committee Substitute, which changes the title upon concurrence to read **S.B. 710**, a bill to clarify defective design as it relates to firearm or ammunition liability lawsuits.

The House Committee Substitute bill is placed on the Calendar for tomorrow, July 6.

S.B. 701, a bill to establish a septage management program in the Department of Human Resources, for concurrence in House Amendments No. 3 and No. 4, which is placed on the Calendar for tomorrow, July 6.

H.B. 2659, a bill to extend the review of certain existing rules.

On motion of Senator Plyler, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

Senator Barker requests to be recorded voting "aye" on the third reading of the bill.

WITHDRAWAL FROM COMMITTEE

H.B. 2655, a bill to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer.

On motion of Senator Hunt of Durham the rules are suspended and the bill is taken from the **Pensions and Retirement Committee** and is placed on the Calendar for tomorrow, July 6.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H.B. 2659, an act to extend the review of certain existing rules. (Ch. 1053)

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2215 (Committee Substitute), a bill to divide District Court Districts 12 and 16 and Prosecutorial Districts 12 and 16 into Districts 12, 16A, and 16B on same whole-county basis as Superior Court Districts 12 and 16 were divided in 1987, divide Defender District 3 into District 3A and 3B similarly, extend the public defender system to Districts 16A and 16B, add a district court judge in District 16A, make necessary conforming changes and provide sources of funds for such purposes, add a superior court judge in Superior Court District 16B, and restate the rule concerning seniority if two judges qualify on the same day.

On motion of Senator Winner, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H.B. 2489, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license.

Referred to Finance Committee.

On motion of Senator Harrington, seconded by Senator Sherron, the Senate adjourns at 3:00 P.M. to meet tomorrow at 1:30 P.M.

ONE HUNDRED FIFTY-NINTH DAY

SENATE CHAMBER,
Wednesday, July 6, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

July 6, 1988

"Our Father, we are ever grateful to Thee for the folks back home—for those dear hearts and gentle people whom it is our privilege to represent.

"There are times for local loyalties, parochial concerns; for does not your Word teach, 'If any provide not for his own, especially those of his own house, he is worst than an infidel?'

"And yet, Gracious God, there are also times for the greater good—when the whole must be chosen above 'me and mine.'

"Here we are, O God of Grace, caught, as it were, betwixt the two, and up from our hearts, there comes the memory of a prayer—a prayer which has tumbled, times without number, from the lips of our alcoholic friends:

'Grant us the serenity to accept the things we cannot change, courage to change the things we can, and the wisdom to know the difference.'

"And so, Kind Lord, our prayer today is for the Wisdom that knows the difference between local and larger; and, it is for the courage to choose the larger. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, July 5, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Parnell for today.

The Chair extends courtesies of the gallery to former Congressman James Gardner and courtesies of the floor to J. Marvin Johnson, former Senator from Johnston County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the Finance Committee:

H.B. 1206 (Committee Substitute), a bill to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws, with a favorable report, as amended.

H.B. 2656, a bill to provide that an admission fee may be charged for the three North Carolina Aquariums and that those fees shall be used by the North Carolina Aquarium Society to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina Aquariums, with a unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 2656** (Senate Committee Substitute), a bill to provide that an admission fee may be charged for the three North Carolina Aquariums and that those fees shall be used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina Aquariums, is placed before the Senate for immediate consideration.

On motion of Senator Rauch, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

By Senator Plyler for the Appropriations Committee:

S.B. 847 (Committee Substitute), a bill to permit a member of the Teachers' and State Employees' Retirement System to purchase time lost due to an extended illness, by paying the full actuarial cost, with a favorable report, as amended.

S.B. 1668, a bill to provide standards for the removal and return of juveniles from their homes and to appropriate funds to the Office of Guardian Ad Litem Services under the Administrative Office of the Courts for dependency cases, with a favorable report, as amended.

H.B. 1237 (Senate Committee Substitute), a bill to regulate investment advisers, as amended by the **Finance Committee**, with a favorable report, as amended.

H.B. 2560, a bill to establish the State Advisory Council on Indian Education, with a favorable report, as amended.

By Senator Warren for the **Education Committee**:

H.B. 364 (Committee Substitute), a bill to simplify and expedite the process for reviewing decisions regarding exceptional children and to provide for mediation of disagreements, with a favorable report, as amended.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1847, an act to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate. (Ch. 1054)

H.B. 1130 (Senate Committee Substitute), an act to provide that anabolic steroids are included as a controlled substance. (Ch. 1055)

H.B. 2215 (Committee Substitute), an act to divide District Court Districts 12 and 16 and Prosecutorial Districts 12 and 16 into Districts 12, 16A, and 16B on same whole-county basis as Superior Court Districts 12 and 16 were divided in 1987, divide Defender District 3 into District 3A and 3B similarly, extend the public defender system to Districts 16A and 16B, add a district court judge in District 16A, make necessary conforming changes and provide sources of funds for such purposes, add a superior court judge in Superior Court District 16B, and restate the rule concerning seniority if two judges qualify on the same day. (Ch. 1056)

S.J.R. 1842, a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a bill to be entitled an act to provide for the use of pen registers and trap and trace devices in conformity with federal law. (Res. 48)

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 274 (Senate Committee Substitute), a bill providing a funding formula and a selection process for the inclusion of works of art in State buildings, Conference Report for adoption.

On motion of Senator Seymour, the Conference Report submitted Tuesday, July 5, is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 2643 (Committee Substitute), a bill to appropriate funds for certain public purposes.

Referred to Appropriations Committee.

CALENDAR (Continued)

H.B. 2281, a bill to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars, upon third reading.

The bill passes its third reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 2316, a bill to authorize Vance County to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—47.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 1288 (Committee Substitute), a bill to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws relating to low-level radioactive waste and hazardous waste, upon second reading.

On motion of Senator Rauch, Committee Amendment No. 1 is adopted.

Senator Rauch offers Amendment No. 2 which is adopted (electronically recorded).

Senator Johnson of Wake offers Amendment No. 3 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Plyler, Rand, Rauch, Richardson, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

S.B. 1865, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 1144, a bill to amend the law relating to penalties for violation of the revenue laws.

The bill passes its second reading (electronically recorded).

Senator Guy objects to the third reading of the bill.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

WITHDRAWAL FROM CALENDAR

H. B. 1237 (Senate Committee Substitute), a bill to regulate investment advisers, as amended.

On motion of Senator Rand the rules are suspended to the end that the Senate Committee Substitute bill, as amended, is taken from the Calendar for tomorrow, July 7, and is placed before the Senate for immediate consideration, upon second reading.

On motion of Senator Plyler, Committee Amendments No. 3 and No. 4 are adopted.

The Senate Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 2, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Daniel, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—44.

Voting in the negative: Senators Kincaid and Simpson—2.

The Senate Committee Substitute bill, as amended, is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

S. B. 1668, a bill to provide standards for the removal and return of juveniles from their homes and to appropriate funds to the Office of Guardian Ad Litem Services under the Administrative Office of the Courts for dependency cases.

On motion of Senator Marvin the rules are suspended and the bill is taken from the Calendar for tomorrow, July 7, and placed before the Senate for immediate consideration.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Rand moves that Rule 40 be suspended to allow the introduction of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Rand:

S. B. 1868, a bill to provide for the use of pen registers and trap and trace devices in conformity with federal law.

On motion of Senator Rand, the bill remains before the Senate for further consideration.

The bill passes its second reading (electronically recorded).

On motion of Senator Sands, the Chair orders the bill temporarily displaced.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 274

(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES

July 6, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House B. No. 274, A BILL TO BE ENTITLED AN ACT PROVIDING A FUNDING FORMULA AND A SELECTION PROCESS FOR THE INCLUSION OF WORKS OF ART IN STATE BUILDINGS to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

CALENDAR (Continued)

H. B. 2628, a bill to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives.

Senate Swain offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

H. B. 2654, a bill to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 2655, a bill to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 372 (House Committee Substitute), a bill to limit the liability of officials of public hospitals and hospital authorities, for concurrence in the House Committee Substitute bill.

On motion of Senator Barnes, the Chair orders the House Committee Substitute bill temporarily displaced.

S. B. 701, a bill to establish a septage management program in the Department of Human Resources, for concurrence in House Amendments No. 3 and No. 4.

On motion of Senator Rauch, the Senate concurs (electronically recorded) in House Amendments No. 3 and No. 4 and the bill is ordered enrolled.

S. B. 710 (House Committee Substitute), a bill to clarify defective design as it relates to firearm or ammunition liability lawsuits, for concurrence in the House Committee Substitute bill.

On motion of Senator Rauch, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

S.B. 372 (House Committee Substitute), a bill to limit the liability of officials of public hospitals and hospital authorities for concurrence in the House Committee Substitute bill, displaced earlier.

On motion of Senator Barnes, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the House Committee Substitute bill is ordered enrolled.

RECALL FROM COMMITTEE

S.B. 1712

Senator Smith offers a motion to withdraw **S.B. 1712**, a bill to authorize the issuance of four hundred fifty million dollars of general obligation bonds of the State, subject to a vote of the qualified voters of the State, to provide funds for highway facilities, from the **Transportation Committee** pursuant to notice given of his intention on Friday, July 1, in compliance with Senate Rule 47, and place the bill before the Senate for immediate consideration.

After lengthy debate, Senator Smith calls the previous question, seconded by Senator Royall. The call is sustained. The motion to withdraw the bill from the **Transportation Committee** fails to prevail (electronically recorded) and the bill remains in the **Transportation Committee**.

CONFERENCE REPORT

S.B. 663

Senator Johnson of Wake, for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon **S.B. 663**, a bill to specifically authorize the North Carolina Board of Dental Examiners to regulate general anesthesia and parenteral sedation by dentists, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on the House amendments (No. 1 and No. 2) to **S.B. 663**, A BILL TO BE ENTITLED AN ACT TO SPECIFICLY AUTHORIZE THE NORTH CAROLINA BOARD OF DENTAL EXAMINERS TO REGULATE GENERAL ANESTHESIA AND PARENTERAL SEDATION BY DENTISTS, wish to report as follows: The Senate accepts the House committee amendments (House amendment No. 1); and the House accepts Senate changes to the House floor amendment (House amendment No. 2) by rewriting the last four lines of the amendment to read:

'North Carolina and shows the Board that he or she has been utilizing general anesthesia in a competent manner for the five years preceding July 1, 1988, and his or her office facilities pass an on-site examination and inspection by qualified representatives of the Board.'";

so that House amendment No. 1 is adopted by both houses, and the Senate-modified House amendment No. 2 is adopted by both houses.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 6th day of July, 1988.

S/Joseph E. Johnson
S/Anthony E. Rand
S/Wanda H. Hunt

S/Dennis A. Wicker
S/J. L. Mavretic
S/John J. Hunt

*Conferees on the part
of the Senate*

*Conferees on the part of the
House of Representatives*

On motion of Senator Johnson of Wake, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bill which is read the first time and disposed of as follows:

S.B. 1557, a bill to preserve the North Carolina railway corridor, without engrossment, for concurrence in the House Committee Substitute bill, changing the title upon concurrence to read, **S.B. 1557** (House Committee Substitute), a bill to preserve North Carolina railway corridors.

On motion of Senator Block, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Block, the Senate concurs in the House Committee Substitute bill (electronically recorded) is ordered enrolled.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 2641
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 6, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Com Sub to House B. No. 2641, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE 1988-89 FISCAL YEAR and requests conferees. The Speaker has appointed Representatives Watkins, Nesbitt, Hunter, Nye, Holt, Locks, Bruce Ethridge on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

Senator Plyler moves that the President appoint conferees, which motion prevails. The President appoints Senators Plyler, Royall, Basnight, Marvin, Ward, Walker, and Thomas as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H.B. 1065
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 6, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Com Sub. to H.B. No. 1065, A BILL TO

BE ENTITLED AN ACT TO PROVIDE FIRST AVAILABLE BED PRIORITY FOR NURSING HOME PATIENTS TEMPORARILY ABSENT FROM A NURSING FACILITY DUE TO HOSPITAL STAY and requests conferees. The Speaker has appointed Representatives Watkins, Nye, Locks on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

S.B. 109, a bill to permit pensioners in the Firemen's and Rescue Squad Workers' Pension Fund to perform volunteer duties while receiving a pension, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Committee Substitute bill is adopted.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S.B. 601, a bill to increase the retirement formula for members and beneficiaries of the Teachers' and State Employees' Retirement System with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill which changes the title to read **S.B. 601** (Committee Substitute), a bill to increase the retirement formula for members and beneficiaries of the Teachers' and State Employees' Retirement System and members and beneficiaries of the Local Governmental Employees' Retirement System, is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Committee Substitute bill is adopted, and on his further motion remains before the Senate for immediate consideration.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

WITHDRAWAL FROM CALENDAR

H.B. 2656 (Senate Committee Substitute), a bill to provide that an admission fee may be charged for the three North Carolina Aquariums and that those fees shall be used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina Aquariums.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill is taken from the Calendar for tomorrow, July 7, and is placed before the Senate for immediate consideration.

Senator Staton offers Amendment No. 1 which is adopted (electronically recorded).

Senator Royall offers a motion that, pursuant to Senate Rule 41.1, with the Chairmen of the Appropriations and Ways and Means Committees agreeing, the

Senate Committee Substitute bill be re-referred to the Ways and Means Committee.

Senator Rauch offers a motion to suspend Senate Rule 41.1 to the end that the Senate Committee Substitute bill remain before the Senate for further consideration, which motion fails to prevail (electronically recorded).

Pursuant to Senate Rule 41.1, the Chair orders the Senate Committee Substitute bill re-referred to the Ways and Means Committee.

CALENDAR (Continued)

S.B. 1868, a bill to provide for the use of pen registers and trap and trace devices in conformity with federal law, upon third reading, displaced earlier.

The bill passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger.

CONFEREES APPOINTED

H.B. 1065 (Senate Committee Substitute), a bill to provide first available bed priority for nursing home patients temporarily absent from a nursing facility due to hospital stay.

Pursuant to the request of the House of Representatives, Senator Harris moves that the President appoint conferees, which motion prevails. The President appoints Senators Harris, Royall, and Walker as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

On motion of Senator Harrington, seconded by Senator Taft, the Senate adjourns at 4:35 P.M. to meet tomorrow at 9:30 A.M.

ONE HUNDRED SIXTIETH DAY

SENATE CHAMBER,
Thursday, July 7, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain.

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, July 6, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

CONFERENCE REPORT

H.B. 1065 (Senate Committee Substitute)

Senator Harris for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 1065** (Senate Committee Substitute), a bill to provide first available bed priority for nursing home patients temporarily absent from a nursing facility due to hospital stay, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Bill 1065 Senate Committee Substitute Third Edition Engrossed, A BILL TO BE ENTITLED AN ACT TO PROVIDE FIRST AVAILABLE BED PRIORITY FOR NURSING HOME PATIENTS TEMPORARILY ABSENT FROM A NURSING FACILITY DUE TO HOSPITAL STAY, wish to report as follows: The House concurs in the Senate Committee Substitute, third edition engrossed, with the following amendments:

- (1) on page 1, line 8, delete "131E-129", and substitute "131E-130";
- (2) on page 2, line 2, delete "fine", and substitute "civil penalty"; and
- (3) on page 2, line 7, delete "October 1, 1987", and substitute "October 1, 1988".

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 7th day of July, 1988.

S/Ollie Harris
S/Russell Walker
S/Kenneth Royall, Jr.

*Conferees on the part
of the Senate*

S/William T. Watkins
S/Edd Nye
S/Sidney A. Locks

*Conferees on the part of the
House of Representatives*

On motion of Senator Harris, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1237 (Senate Committee Substitute), a bill to regulate investment advisers, as amended, upon third reading.

Senator Rauch offers Amendment No. 5 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 46, noes 1, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—46.

Voting in the negative: Senator Simpson—1.

The Senate Committee Substitute bill, as amended, is ordered engrossed and, without objection, sent to the House of Representatives by special messenger.

H. B. 1288 (Committee Substitute), a bill to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws

relating to low-level radioactive waste and hazardous waste, as amended, upon third reading.

On motion of Senator Guy, the Chair orders the Committee Substitute bill, as amended, temporarily displaced.

H.B. 1144, a bill to amend the law relating to penalties for violation of the revenue laws, upon third reading.

On motion of Senator Guy, the Chair orders the bill temporarily displaced.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the **Appropriations Committee**:

H.B. 2517, a bill to permit an allocation for implementation of the second phase of the Precinct Boundary Program being conducted in conjunction with the U.S. Census Bureau and to make amendments thereto, with a favorable report.

On motion of Senator Plyler, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S.B. 1840 (Committee Substitute), a bill to appropriate funds for Anson, Montgomery, Richmond, Scotland, Stanly, and Union Counties—2, with an unfavorable report as to bill, but favorable as to Committee Substitute bill with Amendments No. 1, No. 2, No. 3, No. 4, No. 5, and No. 6 attached.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill with Amendments No. 1, No. 2, No. 3, No. 4, No. 5, and No. 6 attached is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Committee Substitute bill, which changes the title to read, **S.B. 1840** (Committee Substitute), a bill to appropriate funds for certain governmental and non-governmental entities, is adopted.

The Chair orders the Committee Substitute bill temporarily displaced.

CALENDAR (Continued)

S.B. 847 (Committee Substitute), a bill to permit a member of the Teachers' and State Employees' Retirement System to purchase time lost due to an extended illness, by paying the full actuarial cost.

On motion of Senator Plyler, the Committee Amendment No. 1 is adopted.

The Chair orders the Committee Substitute bill, as amended, temporarily displaced.

H.B. 364 (Committee Substitute), a bill to simplify and expedite the process for reviewing decisions regarding exceptional children and to provide for mediation of disagreements.

On motion of Senator Warren, Committee Amendments No. 1 and No. 2 are adopted.

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1 and No. 2.

H.B. 1206 (Committee Substitute), a bill to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws.

Senator Rauch offers a motion that Committee Amendment No. 1 be adopted.

Senator Cobb rises to a point of order as to whether the Amendment is germane.

The Chair takes the point of order under advisement and orders the Committee Substitute bill, with pending Amendment No. 1, temporarily displaced.

H.B. 2560, a bill to establish the State Advisory Council on Indian Education.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

S.B. 847 (Committee Substitute), a bill to permit a member of the Teachers' and State Employees' Retirement System to purchase time lost due to an extended illness, by paying the full actuarial cost, as amended, displaced earlier.

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 663

HOUSE OF REPRESENTATIVES
July 7, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on **Senate B. No. 663, A BILL TO BE ENTITLED AN ACT TO SPECIFICALLY AUTHORIZE THE NORTH CAROLINA BOARD OF DENTAL EXAMINERS TO REGULATE GENERAL ANESTHESIA AND PARENTERAL SEDATION BY DENTISTS** to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

The Chair orders the bill enrolled.

CALENDAR (Continued)

H.B. 1206 (Committee Substitute), a bill to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws, with pending Amendment No. 1, displaced earlier.

The Chair rules that Amendment No. 1 is germane.

Committee Amendment No. 1, which changes the title, upon concurrence, to read **H.B. 1206** (Committee Substitute), a bill to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws, and the employee theft statute, is adopted.

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

S.B. 1840 (Committee Substitute), a bill to appropriate funds for certain governmental and non-governmental entities, displaced earlier.

Senator Harris offers Amendment No. 7 which is adopted (electronically recorded).

The Chair relinquishes the gavel to the Honorable Marshall A. Rauch, Senator from Gaston County, who presides.

Senator Daniel offers Amendment No. 8 which is adopted (electronically recorded).

Senator Plyler calls the previous question, seconded by Senator Ward. The call is sustained.

Without objection, the Committee Substitute bill, as amended, remains before the Senate for further consideration, upon third reading.

The Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Senator Soles offers Amendment No. 9 which is adopted (electronically recorded).

Senator Plyler calls the previous question, seconded by Senator Kaplan. The call is sustained.

The Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and, without objection, sent to the House of Representatives by special messenger.

The Chair declares the Senate in recess until 5:30 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H.B. 1288 (Committee Substitute), a bill to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws relating to low-level radioactive waste and hazardous waste, as amended, upon third reading, displaced earlier.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Bryan, Conder, Ezzell, Goldston, Guy, Harrington, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Marvin, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Tally, Thomas, Walker, Ward, Warren, and Winner—36.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1, No. 2, and No. 3.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 372 (House Committee Substitute), an act to limit the liability of officials of public hospitals and hospital authorities. (Ch. 1057)

S.B. 701, an act to establish a septage management program in the Department of Human Resources. (Ch. 1058)

S.B. 710 (House Committee Substitute), an act to clarify defective design as it relates to firearm or ammunition liability lawsuits. (Ch. 1059)

S.B. 1865, an act to appoint persons to various public offices upon the recommendation of the President of the Senate. (Ch. 1060)

H.B. 85, an act to allow a refund from the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System of certain excess contributions to members in retirement. (Ch. 1061)

H.B. 300 (Committee Substitute), an act to provide matching funds to rural volunteer rescue squads. (Ch. 1062)

H.B. 1124 (Senate Committee Substitute), an act to limit campaign expenditures and to strengthen public financing of political campaigns. (Ch. 1063)

H.B. 1133 (Senate Committee Substitute No. 2), an act to strengthen the preference to be accorded veterans for State employment. (Ch. 1064)

H.B. 1240 (Senate Committee Substitute), an act to make certain changes in the law regarding fraudulent disposal of property. (Ch. 1065)

H.B. 2281, an act to increase the maximum vehicle tax that can be levied in the City of Henderson from five dollars to ten dollars. (Ch. 1066)

H.B. 2316, an act to authorize Vance County to levy a room occupancy and tourism development tax. (Ch. 1067)

H.B. 2628, an act to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives. (Ch. 1068)

H.B. 2654, an act to exempt motorized wheelchairs from the definition of "vehicle" in Chapter 20 of the General Statutes. (Ch. 1069)

H.B. 2655, an act to reenact Section 1 of Chapter 446, Session Laws of 1987, prohibiting certain investments in certain companies involved in South Africa which was inadvertently repealed by Section 5 of Chapter 751, Session Laws of 1987, a rewrite of the investment powers of the State Treasurer. (Ch. 1070)

S.B. 1557 (House Committee Substitute), an act to preserve North Carolina railway corridors. (Ch. 1071)

H.B. 274 (Senate Committee Substitute), an act providing a funding formula and a selection process for the inclusion of works of art in State buildings. (Ch. 1072)

S.B. 663, an act to specifically authorize the North Carolina Board of Dental Examiners to regulate general anesthesia and parenteral sedation by dentists. (Ch. 1073)

H.B. 2517, an act to permit an allocation for implementation of the second phase of the Precinct Boundary Program being conducted in conjunction with the U.S. Census Bureau and to make amendments thereto. (Ch. 1074)

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall for the **Ways and Means Committee**:

H.B. 2656 (Senate Committee Substitute), a bill to provide that an admission fee may be charged for the three North Carolina Aquariums and that those fees shall be used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at the North Carolina Aquariums, with an unfavorable report as to Senate Committee Substitute No. 1 but favorable as to Senate Committee Substitute No. 2.

On motion of Senator Royall, the rules are suspended and the Senate Committee Substitute No. 2 which changes the title to read, **H.B. 2656** (Senate Committee Substitute No. 2), a bill providing for the Legislative Research Commission to study the three North Carolina Aquariums and the issue of charging a fee for admission to those museums, with those fees being used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at those aquariums, is placed before the Senate for immediate consideration.

On motion of Senator Royall, the Senate Committee Substitute bill No. 2 is adopted, and on his further motion is placed on the Calendar for tomorrow for further consideration.

By Senator Hunt of Durham for the **Pensions and Retirement Committee**:

H.B. 2652, a bill to amend the laws regarding various service purchases at full cost in the Teachers' and State Employees' Retirement System and in the Local Governmental Employees' Retirement System, after the completion of five years of creditable service, with a favorable report.

On motion of Senator Hunt of Durham, the rules are suspended and the bill is placed before the Senate for immediate consideration, upon second reading.

The bill passes its second reading by roll-call vote, ayes 40, noes 2, as follows:

Voting in the affirmative: Senators Allran, Barker, Barnes, Basnight, Block, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Harrington, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sherron, Simpson, Smith, Soles, Staton, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner—40.

Voting in the negative: Senators Bryan and Kincaid—2.

The bill is ordered placed on the Calendar for tomorrow for further consideration, upon third reading.

CALENDAR (Continued)

H.B. 1144, a bill to amend the law relating to penalties for violation of the revenue laws, upon third reading, displaced earlier.

The bill passes its third reading (electronically recorded) and is ordered enrolled.

WITHDRAWAL FROM COMMITTEE

H.B. 2310, a bill to amend G.S. 58-490 to include the Redevelopment Commission of the Town of Tarboro in the definition of "local government".

On motion of Senator Ezzell the rules are suspended and the bill is taken from the Local Government and Regional Affairs I Committee and is placed before the Senate, for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch for the **Finance Committee**:

H.B. 2489, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, with a favorable report.

Senator Rauch offers a motion to suspend the rules and place the bill before the Senate for immediate consideration, which motion prevails (electronically recorded).

On his further motion Committee Amendment No. 1 is adopted.

Senator Winner offers Amendment No. 2 which, after lengthy debate, he subsequently withdraws.

The Chair rules that the bill, as amended is not a roll-call measure.

Senator Soles offers a motion that the bill, as amended, be removed from the Calendar of today and re-referred to the **Judiciary I Committee**.

Senator Soles calls the previous question, seconded by Senator Kaplan. The call is sustained (electronically recorded).

The motion of Senator Soles to remove the bill, as amended from the Calendar and re-refer to the **Judiciary I Committee** prevails (electronically recorded) and the Chair orders the bill, as amended, re-referred to the **Judiciary I Committee**.

H.B. 2490, a bill to increase the immediate civil license revocation for certain persons charged with implied consent offenses from ten to thirty days and to provide a fee for the service of pick-up orders, with a favorable report, as amended.

Senator Rauch offers a motion to suspend the rules and place the bill before the Senate for immediate consideration.

Senator Soles offers a motion that the bill be re-referred to the **Judiciary I Committee**, which motion prevails, and the Chair orders the bill re-referred to the **Judiciary I Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 1065
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 7, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate C. S. for House B. No. 1065, A BILL TO BE ENTITLED AN ACT TO PROVIDE FIRST AVAILABLE BED PRIORITY FOR NURSING HOME PATIENTS TEMPORALLY ABSENT FROM A NURSING FACILITY DUE TO HOSPITAL STAY to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE COLLINS
Principal Clerk

July 7, 1988

WITHDRAWAL FROM COMMITTEE

H.B. 2643 (Committee Substitute), a bill to appropriate funds for certain public purposes.

On motion of Senator Plyler the rules are suspended and the Committee Substitute bill is taken from the **Appropriations Committee** and is placed on the Calendar for today, for immediate consideration.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 1853 (House Committee Substitute), a bill to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate, for concurrence in the House Committee Substitute bill.

On motion of Senator Ezzell, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Ezzell, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

On motion of Senator Harrington, seconded by Senator Tally, the Senate adjourns at 7:30 P.M. to meet tomorrow at 11:00 A.M.

ONE HUNDRED SIXTY-FIRST DAY

SENATE CHAMBER,
Friday, July 8, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, there's an ole' Sunday School song which has instructed us to 'count our blessings, naming them one by one.'

"As the Senate approaches the closing hours of this summer session, we offer Thee our thanks for the Principal Clerk and her staff, the Sergeant-at-arms and her staff, the Reading Clerk, the Institute of Government, the doctors of the day, the pages and those who lead them, and all those who enable a bill to become law--from the original research to the final publishing.

"We also are grateful for the Supervising Clerk and the secretaries who work so willingly and well, the police, the computer operators, those who write our checks, those who serve our food, those who manage the mail, phones, information, and library, the grounds and housekeepers, and those who maintain and supply, and those who greet and guide our guests.

"Especially do we thank Thee for each member of this Senate; and for the Senate President, and all those who enable him to serve us in excellent ways.

"And now, O Lord, having counted our blessings (as the song says), the hour draws near when we offer to the people of this State, and to Thee, the labors of our hands, our heads, our hearts.

"That which pleases Thee, wilt Thou prosper it. If in anything we have offended Thee, wilt Thee quickly toss it aside into the trash bin of history;

"And we shall be careful to praise Thee, from Whom all blessings flow. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, July 7, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1823, an act to allow the district court to sit in Havelock. (Ch. 1075)

H.B. 1144, an act to amend the law relating to penalties for violation of the revenue laws. (Ch. 1076)

S.B. 1853, an act to conform the General Statutes to an opinion of the United States Supreme Court by requiring notice to known creditors of the last date for presentation of claims against a decedent's estate. (Ch. 1077)

H.B. 133 (Senate Committee Substitute), an act to provide that the same type of joint accounts and trust accounts are available to customers of all financial institutions as recommended by the General Statutes Commission. (Ch. 1078)

H.B. 364 (Committee Substitute), an act to simplify and expedite the process for reviewing decisions regarding exceptional children and to provide for mediation of disagreements. (Ch. 1079)

H.B. 1065 (Senate Committee Substitute), an act to provide first available bed priority for nursing home patients temporarily absent from a nursing facility due to hospital stay. (Ch. 1080)

H.B. 1206 (Committee Substitute), an act to repeal an obsolete provision in the Revenue Laws, modify the definition of "flea market" for license tax purposes, and make technical corrections to election laws, and the employee theft statute. (Ch. 1081)

H.B. 1288 (Committee Substitute), an act to repeal an obsolete law, to make technical changes to the Revenue Act, to modify the law regarding privilege licenses for certain employment agencies, to modify the standards for issuing licenses for refrigeration contractors, and to make clarifying and technical amendments to various laws relating to low-level radioactive waste and hazardous waste. (Ch. 1082)

H.B. 2310, an act to amend G.S. 58-490 to include the Redevelopment Commission of the Town of Tarboro in the definition of "local government". (Ch. 1083)

H.B. 2560, an act to establish the State Advisory Council on Indian Education. (Ch. 1084)

H.B. 2643 (Committee Substitute), an act to appropriate funds for certain public purposes. (Ch. 1085)

CONFERENCE REPORT

H. B. 2641

(Senate Committee Substitute)

Senator Plyler for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H. B. 2641** (Committee Substitute), a bill to appropriate funds for the 1988-89 fiscal year submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for House Bill 2641, AN ACT TO APPROPRIATE FUNDS FOR THE 1988-89 FISCAL YEAR, wish to report as follows:

The House concurs in the Senate Committee Substitute as amended with the following amendment: On page 1 through page 137, line 34, delete the entire Senate Committee Substitute as amended and substitute the attached Proposed Conference Committee Substitute, PCCS 9754.

The attached report of the conferees dated July 7, 1988 is also a part of this report. And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the day of

S/Aaron W. Plyler
S/Kenneth C. Royall, Jr.
S/Russell Walker
S/Marc Basnight
S/Helen Marvin
S/Marvin Ward
S/R. P. Thomas

*Conferees on the part
of the Senate*

S/William T. Watkins
S/Martin L. Nesbitt
S/Robert C. Hunter
S/Edd Nye
S/Bertha Holt
S/Bruce Ethridge
S/Sidney A. Locks

*Conferees on the part of the
House of Representatives*

The text of the attached proposed Conference Committee Substitute and the report attached thereto are as follows:

HOUSE BILL 2641

Committee Substitute Favorable 6/28/88

Proposed Conference Committee Substitute PCCS9754

Short Title: Appropriations/1988-89.

(Public)

Referred to: Appropriations.

June 21, 1988

A BILL TO BE ENTITLED**AN ACT TO APPROPRIATE FUNDS FOR THE 1988-89 FISCAL YEAR.**

The General Assembly of North Carolina enacts:

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act, or this act, the savings shall revert to the appropriate fund at the end of each fiscal year.

July 8, 1988

PART I.----- GENERAL FUND/CURRENT OPERATIONS OF STATE GOVERNMENT

Sec. 2. Section 2 of Chapter 738 of the 1987 Session Laws, as amended by Section 2 of Chapter 886 of the 1987 Session Laws, reads as rewritten:

"Sec. 2. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated except for aid to certain governmental and nongovernmental units are made for the biennium ending June 30, 1989, according to the following schedule:

<u>Current Operations-General Fund</u>	<u>1987-88</u>	<u>1988-89</u>
General Assembly	\$ 13,775,242	\$ <u>16,636,353</u> <u>16,661,353</u>
Judicial Department	151,146,101	<u>157,252,143</u> <u>163,659,054</u>
Department of the Governor	4,089,063	4,118,251
Lieutenant Governor's Office	712,503	<u>513,122</u> <u>553,915</u>
Department of Secretary of State	2,633,872	<u>2,842,066</u> <u>2,931,712</u>
Department of State Auditor	6,350,979	6,410,906
Department of State Treasurer	3,872,684	3,699,281
Department of Public Education	2,498,598,824	<u>2,640,970,882</u> <u>2,661,511,426</u>
Department of Justice	41,896,189	<u>41,187,926</u> <u>41,748,175</u>
Department of Agriculture	33,586,010	<u>33,737,066</u> <u>35,908,860</u>
Department of Labor	6,626,328	6,726,797
Department of Insurance	11,099,959	11,144,224
Department of Administration	42,463,756	<u>42,947,588</u> <u>44,650,078</u>
Department of Transportation - Aeronautics	116,571	116,571
Department of Natural Resources and Community Development	59,594,311	<u>58,563,104</u> <u>59,781,982</u>
Office of Administrative Hearings	1,883,791	1,874,045
Office of State Budget and Management	3,256,136	3,411,979

Department of Human Resources

01. Alcoholic Rehabilitation Center - Black Mountain	2,934,623	~~2,986,736~~ <u>2,987,028</u>
02. Alcoholic Rehabilitation Center - Butner	2,725,581	~~2,736,746~~ <u>2,728,839</u>
03. Alcoholic Rehabilitation Center - Greenville	2,369,121	~~2,394,556~~ <u>2,410,928</u>
04. N.C. Special Care Center	3,850,572	~~3,912,649~~ <u>3,863,101</u>
05. Black Mountain Center	464,080	~~478,375~~ <u>581,162</u>
06. DHR - Administration and Support Program	6,788,729	~~6,806,069~~ <u>6,812,609</u>
07. Schools for the Deaf and Blind	20,281,056	~~20,509,415~~ <u>19,720,945</u>
08. Division of Health Services	48,829,882	~~47,585,329~~ <u>47,885,329</u>
09. Social Services	72,957,253	~~76,156,555~~ <u>75,903,694</u>
10. Medical Assistance	255,214,369	~~288,526,093~~ <u>302,526,434</u>
11. Division of Services for the Blind	5,887,010	5,935,924
12. Division of Mental Health, Mental Retardation and Substance Abuse Services	10,664,886	10,385,624
13. Dorothea Dix Hospital	32,372,589	~~32,621,340~~ <u>31,687,753</u>
14. Broughton Hospital	26,435,921	~~26,716,420~~ <u>27,097,893</u>
15. Cherry Hospital	26,897,587	~~27,193,092~~ <u>26,054,777</u>
16. John Umstead Hospital	26,498,658	~~26,924,383~~ <u>26,341,685</u>
17. Western Carolina Center	2,895,233	~~3,096,404~~ <u>2,878,451</u>
18. O'Berry Center	3,587,669	~~3,749,154~~ <u>3,657,040</u>

19. Murdoch Center	15,402,682	~~15,502,346~~ <u>12,805,173</u>
20. Caswell Center	11,587,364	~~11,052,401~~ <u>12,138,301</u>
21. Division of Facility Services	26,001,329	~~26,145,147~~ <u>26,170,147</u>
22. Division of Vocational Rehabilitation Services	21,143,144	~~22,432,116~~ <u>21,432,116</u>
23. Division of Youth Services	25,287,438	25,594,590
24. State-Aid Non-State Entities	153,319	296,530
Total Department of Human Resources	651,230,095	~~689,737,994~~ <u>697,896,073</u>
Department of Correction	262,447,914	~~276,424,190~~ <u>287,244,914</u>
Department of Commerce	22,740,249	~~22,720,734~~ <u>22,802,734</u>
Department of Revenue	40,094,088	~~41,616,392~~ <u>44,126,481</u>
Department of Cultural Resources	18,376,944	18,519,558
Department of Crime Control and Public Safety	18,458,611	~~17,787,433~~ <u>22,369,248</u>
University of North Carolina - Board of Governors		
01. General Administration	\$ 15,865,019	\$ 16,676,117
02. University Operations - Lump Sum	27,689,188	~~27,799,367~~ <u>35,722,695</u>
03. Related Educational Programs	3,899,821	4,015,524
04. University of North Carolina at Chapel Hill		
a. Academic Affairs	114,340,237	114,630,318
b. Division of Health Affairs	81,799,242	~~82,247,899~~ <u>82,616,649</u>
c. Area Health Education Centers	27,282,717	27,289,611
05. North Carolina State University at Raleigh		

a. Academic Affairs	144,955,453	~~146,903,112~~ <u>146,953,112</u>
b. Agricultural Research Service	30,762,254	~~30,775,187~~ <u>30,815,635</u>
c. Agricultural Extension Service	24,117,393	24,173,687
06. University of North Carolina at Greensboro	43,454,411	44,262,024
07. University of North Carolina at Charlotte	40,901,044	41,071,501
08. University of North Carolina at Asheville	11,552,575	11,732,050
09. University of North Carolina at Wilmington	24,140,832	24,402,742
10. East Carolina University	99,726,556	100,903,641
11. North Carolina Agricultural and Technical State University	29,221,544	29,333,812
12. Western Carolina University	29,172,895	~~29,272,027~~ <u>29,522,027</u>
13. Appalachian State University	41,033,921	41,192,349
14. Pembroke State University	11,272,039	11,407,576
15. Winston-Salem State University	13,415,516	13,668,478
16. Elizabeth City State University	9,714,745	9,784,803
17. Fayetteville State University	13,551,535	13,615,775
18. North Carolina Central University	24,082,211	24,181,242
19. North Carolina School of the Arts	7,471,387	7,609,745
20. North Carolina Science and Math High School	5,584,259	5,759,907
21. North Carolina Memorial Hospital	27,805,159	28,493,798
Total University of North Carolina	902,811,953	~~911,202,292~~ <u>919,834,818</u>
Department of Community Colleges	310,371,821	~~301,241,942~~ <u>302,383,854</u>

State Board of Elections	1,177,512	419,256
Contingency and Emergency	1,125,000	1,125,000
Office of State Budget - Other Reserves	8,300,000	-
Reserve for Benefits for Part- time Employees	875,000	~~905,000~~ <u>376,336</u>
Reserve for Salary Increase	198,600,000	~~202,000,000~~ <u>406,376,062</u>
Reserve for Salary Adjustments	500,000	~~500,000~~ <u>4,000,000</u>
Reserve for Telephone Systems	500,000	500,000
Reserve for Health Benefit Premium Increase	47,000,000	~~65,100,000~~ <u>56,870,454</u>
Reserve for Electronic Data Processing	500,000	500,000
Debt Service	73,929,627	71,636,370

GRAND TOTAL CURRENT OPERATIONS--

GENERAL FUND	\$5,440,741,133	<u>\$5,654,088,464"</u> <u>\$5,921,889,767"</u>
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**PART II. CURRENT OPERATIONS/GENERAL FUND/AID TO
CERTAIN GOVERNMENTAL AND NONGOVERNMENTAL
UNITS**

Sec. 3. Section 2 of Chapter 830 of the 1987 Session Laws reads as rewritten:
 "Sec. 2. Appropriations from the General Fund of the State to State departments, institutions, and agencies for aid to certain governmental and nongovernmental units as enumerated are made for the biennium ending June 30, 1989, according to the following schedule:

<u>General Fund</u>	<u>1987-88</u>	<u>1988-89</u>
Judicial Department	367,450	~~389,360~~ <u>457,860</u>
Office of State Budget - State Aid	19,914,685	~~9,105,000~~ <u>14,763,750</u>
Department of State Auditor	5,934,865	5,934,865
Department of Public Education	8,661,797	~~10,861,797~~ <u>15,076,797</u>
Department of Justice	50,000	- <u>50,000</u>
Department of Agriculture	230,014	230,014
Department of Insurance	200,000	200,000

Department of Administration	2,184,520	~~2,059,520~~ <u>2,427,520</u>
Department of Transportation		
01. Aeronautics	5,045,000	~~5,045,000~~ <u>5,545,000</u>
02. Aid to Railroads	100,000	~~100,000~~ <u>216,666</u>
Total Department of Transportation	5,145,000	~~5,145,000~~ <u>5,761,666</u>
Department of Natural Resources and Community Development	9,678,962	~~8,043,962~~ <u>9,793,962</u>
Department of Human Resources		
01. DHR - Administration and Support Program	1,543,563	~~1,253,563~~ <u>4,981,563</u>
02. Division of Health Services	26,212,081	~~25,409,994~~ <u>26,379,994</u>
03. Social Services	15,007,324	15,007,324
04. Social Services - State Aid to Non-State Agencies	4,714,318	~~4,778,322~~ <u>5,585,129</u>
05. Division of Services for the Blind	22,000	12,000
06. Division of Mental Health, Mental Retardation and Substance Abuse Services	132,865,821	~~136,105,679~~ <u>143,438,179</u>
07. Division of Facility Services	2,297,795	~~1,906,802~~ <u>2,051,802</u>
08. Division of Youth Services	13,626,226	13,626,226
09. State Aid, Local Programs		
(a) Inflationary Increases	1,422,089	2,750,379
(b) Salary Increases	6,115,660	~~6,115,660~~ <u>12,141,763</u>
Total Department of Human Resources	203,826,877	~~206,965,949~~ <u>225,974,359</u>
Department of Correction	75,000	75,000
Department of Commerce	10,583,922	~~3,630,660~~ <u>4,300,660</u>
Reserve for Biotechnology Center	6,360,200	6,360,200

Reserve for Microelectronics Center of North Carolina	18,453,600	14,155,896
Department of Cultural Resources	16,995,250	~~17,245,250~~ <u>17,270,250</u>
Department of Crime Control and Public Safety	761,800	~~556,000~~ <u>771,967</u>
University of North Carolina - Board of Governors		
01. Related Educational Programs	33,688,815	~~35,848,000~~ <u>35,997,219</u>
<u>02. North Carolina State University- Academic Affairs</u>	<u>-</u>	<u>100,000</u>
~~02.~~ East Carolina University	105,000	~~55,000~~
<u>03.</u>		<u>105,000</u>
~~03.~~ Appalachian State University	35,000	35,000
<u>04.</u>		
~~04.~~ Western Carolina University	250,000	250,000
<u>05.</u>		
~~05.~~ Elizabeth City State <u>06.</u> University	150,000	150,000
Total University of North Carolina	34,228,815	~~36,338,000~~ <u>36,637,219</u>
Department of Community Colleges	381,650	381,650
GRAND TOTAL GENERAL FUND	\$ 344,034,407	~~\$ 327,678,123"~~ <u>\$ 360,623,635"</u>

PART III. GENERAL FUND/CAPITAL IMPROVEMENTS

Sec. 4. Section 4 of Chapter 795 of the 1987 Session Laws reads as rewritten:

"Sec. 4. Appropriations are made from the General Fund for use by the State departments, institutions, and agencies to provide for capital improvements according to the following schedule:

<u>Capital Improvements</u>	<u>1987-88</u>	<u>1988-89</u>
Department of Administration (Total)	\$ 14,300,000	~~\$ 25,000,000~~ <u>\$ 34,800,000</u>
.01 Construction of Underground Parking and Thermal Storage Facility	3,600,000	-
.02 New Museum of History- Supplement	8,000,000	-
.03 Construction of a new Education Building	-	~~25,000,000~~ <u>32,000,000</u>

.04 Bath Building Renovation for Additional Health Laboratory Space	2,600,000	-
.05 Office of Administrative Hearings- Roof Repairs and Removal of Handicap Barriers	100,000	-
<u>.06 Revenue Building - Final Drawings for construction of new six-floor facility</u>		<u>500,000</u>
<u>.07 Underground Parking - North end of Bicentennial Mall (H 2427 - \$2.5 million bond authorization</u>		=
<u>.08 Infrastructure Needs for Blue Ridge Road Complex - Extension to new Toxic Metal and Organic Analytical Lab</u>		<u>300,000</u>
<u>.09 State Capitol Grounds Improvements (\$500,000 from repairs and renovations reserve in Office of State Budget</u>		= -
<u>.10 Low Level Radioactive Waste Management Site Development</u>		<u>2,000,000</u>
Department of Cultural Resources (Total)	475,000	<u>575,000</u> <u>1,199,100</u>
.01 Ziegler House in Edenton- Renovations and Equipment	25,000	-
.02 New History Museum-Equip the Sports Hall of Fame Exhibit	-	250,000
.03 Museum of the Cape Fear in Fayetteville- Renovations	125,000	-
.04 Thomas Wolfe Memorial - Construction of a New Visitors Center	325,000	325,000
<u>.05 Tryon Palace - Renovate Disosway House</u>		<u>100,000</u>
<u>.06 Art Museum - Completion of Landscape Project</u>		<u>474,100</u>
<u>.07 Charlotte Hawkins Brown Historic Site - Renovations</u>		<u>50,000</u>
Department of Agriculture (Total)	4,126,180	<u>1,600,700</u> <u>8,150,500</u>
.01 Western Farmers' Market- a. Addition to the Fruit and Vegetable Building	280,000	-
b. Construction of a Small Truck Shed	50,000	-

.02 Western N.C. Agriculture Center- Paving	225,000	-
.03 Watercraft Museum-Construction of a New Facility	259,000	-
		<u>290,700</u>
.04 Raleigh Farmers' Market Completion of New Facility	-	1,500,000
.05 Triad Farmers' Market- Purchase of Land	3,000,000	-
.06 Oxford Tobacco Research Station- Construction of a Farm Storage/ Maintenance Building and a Supervisor's Dwelling	157,400	100,700
.07 Mountain Research Station at Waynesville-Construction of a Multi-Purpose Education Building	154,780	-
<u>.08 Office and Conference Center. Tidewater Research Center - Construction support for designed facility</u>		<u>3,830,000</u>
<u>.09 State Fairgrounds - curbs, gutters, other improvements</u>		<u>1,013,100</u>
<u>.10 Butner Warehouse - Freezer Addition</u>		<u>841,000</u>
<u>.11 Agronomic Lab - Planning for new facility</u>		<u>225,000</u>
<u>.12 Western N.C. Agriculture Center - Land Purchase</u>		<u>350,000</u>
Department of Commerce (Total)	19,900,000	16,000,000
.01 State Ports- Expansion, Modernization and Development and Purchase of Radio Island	19,900,000	16,000,000
Department of Natural Resources and Community Development (Total)	9,234,000	<u>8,450,000</u>
		<u>13,513,000</u>
.01 N.C. Zoological Park-Continued Development of the North American Phase	6,000,000	-
		<u>3,500,000</u>
.02 Toxic Metal and Organic Analytical Laboratory-Planning and New Construction	600,000	7,800,000
.03 Reserve for Civil Works Projects	1,409,000	-
		<u>503,000</u>

.04 Jordan State Forest Development	400,000	-
.05 Bladen Lake State Park- Restroom Facilities	25,000	-
.06 Marine Fisheries- Complete Construction of Building in Morehead City	150,000	-
.07 Wildlife Resources-Acquisition of the Timber Deed on Conine Island Tract, Bertie County	650,000	650,000
<u>.08 Stallings Air Field - Repairs to Aprons of Airfield (\$312,000 from Highway Funds)</u>		=
<u>.09 Dredging of North Channel - Dare County</u>		<u>500,000</u>
<u>.10 Eno River State Park - Land Purchase</u>		<u>250,000</u>
<u>.11 New River State Park - Construct meeting shelter</u>		<u>60,000</u>
<u>.12 Lake James State Park - Development</u>		<u>250,000</u>
Department of Crime Control and Public Safety	202,967	-
		<u>65,000</u>
.01 Armory Construction 60- person Armory, Marion		
Total Requirements	\$ 1,059,186	
Less Federal Receipts	775,640	
Less Local Receipts	141,773	
Appropriation	141,773	-
.02 Supplemental Funds for Armories in Wadesboro and Taylorsville	61,194	-
<u>.03 National Guard Military Center Addition - planning, Raleigh</u>		<u>65,000</u>
Department of Correction (Total)	6,765,000	-
		<u>1,458,000</u>
.01 Reserve for Prison Recreation Facilities and for Repairs and Renovations	5,000,000	-
.02 Cumberland County- Reserve for Work Release Facility	1,230,000	-
.03 Washington County Prison Unit at Creswell-Drainage System	85,000	-
.04 Western Correctional Center- Construction of a Chapel	450,000	-
		<u>65,000</u>

<u>.05 Wastewater Treatment Facility</u>		
<u>Upgrading, Caledonia</u>		<u>1,300,000</u>
<u>.06 Complete chapel at Harnett</u>		
<u>Youth Center</u>		<u>93,000</u>
Department of Justice (Total)	1,961,800	-
		<u>8,626,923</u>
.01 Justice Academy Dormitory		
Building		
	1,961,800	-
		<u>396,223</u>
<u>.02 SBI Facility, Garner Road -</u>		
<u>Design Completion,</u>		
<u>Site Development,</u>		
<u>and Construction Funds</u>		<u>8,230,700</u>
Department of Human Resources (Total)	4,510,563	<u>5,436,300</u>
		<u>6,388,300</u>
.01 Cherry Hospital-		
a. Renovate Water Plant		
	266,500	-
b. Renovate Waste Water		
Treatment Plant		
	730,700	-
.02 Broughton Hospital-		
Air Condition Patient Living		
Area		
	169,000	3,286,000
.03 Jackson Training School-		
Construction of two new dorms		
	150,000	2,150,300
.04 Dobbs School-		
Construction of a Multi-		
Purpose Building		
	195,000	-
.05 Eastern School for the Deaf		
in Wilson -		
a. Renovate three dormitories		
	511,000	-
b. Air Condition Eagle Hall		
	89,000	-
.06 Black Mountain Center -		
a. Renovate Moore Hall		
Second Floor Wing		
	100,000	-
b. Correct ICF/MR Deficiencies		
and remove asbestos		
	1,380,924	-
<u>c. Other ongoing</u>		
<u>renovations</u>		
	-	<u>852,000</u>
.07 Juvenile Evaluation Center -		
a. Replace window screens		
	88,439	-
b. Construction of a new		
Vocational Building		
	680,000	-
c. Paving and Road		
improvements		
	150,000	-
<u>d. Air conditioning</u>		
	-	<u>100,000</u>

Department of Community Colleges (Total)	25,888,125	~~19,461,266~~ <u>29,346,726</u>
University of North Carolina Board of Governors (Total)	63,018,200	~~52,684,400~~ <u>93,298,900</u>
.01 Appalachian State University - Classroom Building for College of Business	5,500,000	4,188,000
.02 East Carolina University -		
a. Sports Medicine Physical Education Facility	2,200,000	2,225,500
b. Renovations/Additions to the Brody Building	2,100,000	2,100,000
c. <u>Land Acquisition</u>	<u>-</u>	<u>500,000</u>
.03 Fayetteville State University - New School of Business Administration Building	3,000,000	3,350,000
.04 North Carolina A & T University - New Library Building	7,000,000	7,823,000
.05 North Carolina Central University - Renovation of Major Facilities	2,000,000	2,485,000
.06 North Carolina State University -		
a. Forest Resources - Expansion of Robertson Pulp and Paper Lab	4,402,000	-
b. Textile School Facilities Equipment	3,000,000	3,000,000
c. <u>Addition/Remodel</u> <u>Scott Hall</u>	<u>-</u>	8,863,500
d. <u>Planning Funds -</u> <u>Centennial Campus</u> <u>Site Development</u>	<u>-</u>	<u>1,710,000</u>
.07 Pembroke State University - Addition to Oxendine Science Building	1,200,000	1,253,600
.08 University of North Carolina at Asheville -		
a. Graduate Center and Classroom Building	5,558,500	-
b. Western North Carolina Arboretum	-	<u>1,449,500</u> <u>3,499,500</u>
c. <u>Design and site work for</u> <u>Conference Center</u>	<u>-</u>	<u>2,377,000</u>
d. <u>Complete Design for Physical</u> <u>Education Building</u>	<u>-</u>	<u>300,000</u>

e. <u>Kellog Center</u>	-	<u>100.000</u>
.09 University of North Carolina at Chapel Hill -		
a. Biology/Biotechnology Building	5,000,000	5,994,500
b. Alcohol Studies Center	2,000,000	2,255,700
c. Family Physicians Center	3,600,000	3,665,000
d. Construction of a Community Learning and Living Center for Autistic Adults (TEACCH)	638,000	-
e. <u>Complete Design for School of Social Work</u>	-	<u>250.000</u>
.10 University of North Carolina at Charlotte		
a. Office/Classroom Building for College of Architecture	3,600,000	3,657,000
b. College of Engineering, Applied Research Lab Facility	-	<u>6,500,000</u> <u>7,750.000</u>
.11 University of North Carolina at Greensboro - Land Acquisition	3,000,000	- <u>1,500.000</u>
.12 Western Carolina University -		
a. Warehouse and Storage Building	1,829,700	-
b. Renovate Stillwell Building	3,520,000	-
c. Renovate McKee Building and Hoey Auditorium	-	2,737,600
d. <u>Land Acquisition</u>	-	<u>425.000</u>
.13 <u>School of the Arts - Renovate Gray High School</u>	-	5,989,000
~~.13~~		
.14 University Advance Planning Funds	3,280,000	-
.15 <u>University Repairs/Renovation Reserve</u>	-	<u>15.000.000</u>
~~.14~~		
.16 Agricultural Programs -		
a. Mountain Horticulture Crops Research Station and Extension Center at Fletcher - Landscaping and Renovations	140,000	-
b. North Carolina State University - Complete construction of stalls at Equine Teaching Facility	200,000	-

c. North Carolina State University - completion of Swine Research Facility	250,000	-
d. <u>Mitchell 4-H Camp - Repairs and Renovations</u>	-	<u>272,500</u>
e. <u>Swannanoa 4-H Camp - Land Purchase and Development</u>	-	<u>27,500</u>
Office of State Budget and Management (Total)	<u>7,363,200</u>	<u>-</u>
	<u>7,038,200</u>	<u>29,631,691</u>
.01 Reserve for Repairs and Renovations	<u>7,038,200</u>	<u>-</u>
		<u>2,184,300</u>
.02 <u>Construction of new dorms (600 beds) for Department of Correction</u>		<u>17,447,391</u>
.03 <u>Sewer and Water Grants</u>		<u>10,000,000</u>
GRAND TOTAL - GENERAL FUND	\$ 157,420,035	<u>\$129,207,626</u>
		<u>\$242,478,140</u>

PART IV. FEDERAL BLOCK GRANT/APPROPRIATIONS

Requested by: Senator Walker, Representative Nye, Senator Basnight, Representative Colton, Representative Bruce Ethridge

----- APPROPRIATION OF BLOCK GRANT FUNDS

Sec. 5. Section 4 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 4. (a) Appropriations from federal block grant funds are made for the fiscal year ending June 30, 1988, June 30, 1989, according to the following schedule:

JOB TRAINING PARTNERSHIP ACT

01. Title II A funds to the 26 service delivery areas to train economically disadvantaged youth and adults	<u>\$25,127,445</u>
	<u>\$24,221,167</u>
02. Education set aside to State education agencies for projects to serve eligible participants	<u>2,577,174</u>
	<u>2,484,222</u>
03. Incentive grants and technical assistance funds to service delivery areas	<u>1,932,880</u>
	<u>1,863,167</u>
04. Funds for training economically disadvantaged older workers	<u>966,440</u>
	<u>931,583</u>

05. Funds to the Department of Natural Resources and Community Development to administer and audit all activities related to the Job Training Partnership Act Programs	1,610,735 <u>1,552,639</u>
06. Title II B Summer Youth Employment and Training funds to service delivery areas for economically disadvantaged youth	10,968,303 <u>12,653,616</u>
07. Title III Dislocated workers funds to the Employment Security Commission	1,928,243 <u>2,824,875</u>
TOTAL JOB TRAINING PARTNERSHIP ACT	~~\$45,111,220~~ <u>\$46,531,269</u>

COMMUNITY SERVICES BLOCK GRANT

01. Community Action Agencies	~~\$ 7,831,265~~ <u>\$ 7,541,520</u>
02. Limited Purpose Agencies	435,070 <u>420,000</u>
03. Commission on Indian Affairs	19,710 <u>18,480</u>
04. Department of Natural Resources and Community Development to administer and monitor the activities of the Community Services Block Grant	435,070 <u>420,000</u>
TOTAL COMMUNITY SERVICES BLOCK GRANT	~~\$ 8,721,115~~ <u>\$ 8,400,000</u>

COMMUNITY DEVELOPMENT BLOCK GRANT

01. State Administration	~~\$ 850,660~~ <u>\$ 827,500</u>
02. Urgent Needs/Contingency	1,834,117 <u>1,777,375</u>
03. Development Planning Housing	550,235 <u>1,066,425</u>
04. Economic Development	7,336,468 <u>7,109,500</u>
05. Community Revitalization	26,961,520 <u>25,594,200</u>
TOTAL COMMUNITY DEVELOPMENT BLOCK GRANT	~~\$37,553,000~~ <u>\$36,375,000</u>

**EDUCATION CONSOLIDATION AND IMPROVEMENT
BLOCK GRANT**

\$12,374,979
\$12,000,346

PREVENTIVE HEALTH BLOCK GRANT

01. Emergency medical services	~~\$ 407,324~~ <u>\$ 365,885</u>
02. Health Department	933,000 <u>902,440</u>
03. Hypertension Programs	549,587 <u>559,540</u>
04. <u>Health Education</u> /Risk Reduction Programs	481,003 <u>489,165</u>
05. Health Promotion/Local Health Departments	459,461
06. Fluoridation of Water Supplies	~~159,838~~ <u>149,911</u>
07. Rape Prevention and Rape Crisis Programs	89,369
TOTAL PREVENTIVE HEALTH BLOCK GRANT	~~\$ 3,079,582~~ <u>\$ 3,015,771</u>

MATERNAL AND CHILD HEALTH SERVICES

01. Local Maternal and Child Health and Family Planning Services	~~\$ 9,591,119~~ <u>\$10,597,352</u>
02. High Risk Maternity Clinic Services, Perinatal Education and Child Vaccination Services	1,289,835
03. Services to Disabled Children	~~4,059,998~~ <u>4,102,258</u>
04. Sudden Infant Death Syndrome	33,000
05. Lead-Based Paint Poisoning	72,000
06. <u>New Special Projects</u>	<u>453,138</u>
TOTAL MATERNAL AND CHILD HEALTH SERVICES	~~\$15,045,952~~ <u>\$16,547,583</u>

SOCIAL SERVICES BLOCK GRANT

01. County Departments of Social Service	\$41,559,668
02. Division of Mental Health, Mental Retardation, and Substance Abuse	5,770,693
03. Division of Services for the Blind	2,691,673
04. Division of Health Services	1,488,019
05. Division of Youth Services	1,051,428
06. Division of Facility Services	224,299

07. Division of Aging	327,424
08. Day Care Services	<u>11,805,887</u> <u>12,517,760</u>
09. Volunteer Services	44,970
10. State Administration and State Level Contracts	<u>2,963,183</u> <u>3,085,110</u>
11. Voluntary Sterilization funds	100,000
12. Transfer to Maternal and Child Health Block Grant	<u>1,000,000</u> <u>540,539</u>
~~13. Allocation to Salary Reserve for all Divisions~~	~~250,000~~
<u>13. Allocation to Division of Social Services for Child Medical Evaluation Program</u>	<u>100,000</u>
14. Adult Day Care Services	<u>161,629</u> <u>653,910</u>
15. County Departments of Social Services for Child Abuse/Prevention and Permanency Planning	400,000
16. Allocation to Division of Health Services for Grants in Aid to Prevention Programs	445,000
<u>17. Transfer to Preventive Health Block Grant for Health Promotion Programs</u>	<u>459,461</u>

TOTAL SOCIAL SERVICES BLOCK GRANT

\$70,283,873
\$71,459,954

LOW INCOME ENERGY BLOCK GRANT

01. Energy Assistance Programs	<u>\$23,702,453</u> <u>\$21,199,157</u>
02. Crisis Intervention	<u>5,436,079</u> <u>5,017,530</u>
03. Administration	<u>2,630,360</u> <u>2,223,722</u>
04. Weatherization Program	<u>2,894,834</u> <u>2,000,000</u>
05. Indian Affairs	<u>37,070</u> <u>31,341</u>
06. Transfer to Maternal and Child Health Block Grant <u>for Family Planning</u>	<u>1,753,554</u> <u>741,230</u>

07. Emergency Medical Services	175,357 <u>147,478</u>
08. Transfer to Social Services Block Grant for Adult Day Care Services	558,512 <u>472,162</u>
09. <u>Transfer to Social Services Block Grant for State Administration & Contract Services</u>	<u>221,927</u>
10. <u>Transfer to Social Services Block Grant for Maternal and Child Health Block Grant in the Division of Health</u>	<u>269,802</u>
11. <u>Allocation to the Council on the Status of Women for the 13th Prosecutorial District for Rape/Sexual Abuse Victim Services</u>	<u>25,000</u>
12. <u>Allocation to the Department of Administration for the North Carolina Fund for Children</u>	<u>50,000</u>
TOTAL LOW INCOME ENERGY BLOCK GRANT	\$37,188,219 <u>\$32,399,349</u>

**ALCOHOL AND DRUG ABUSE AND MENTAL
HEALTH SERVICES BLOCK GRANT**

01. Continuation of Staffing Grants to Area Mental Health Programs	\$ 420,000 <u>\$ 140,000</u>
02. Funds to Area Mental Health, Mental Retardation, and Substance Abuse Programs to Be Distributed on a Per Capita Basis	2,051,556
03. Services to Persons Who Have Aged Out of the Willie M. Class	1,001,502 <u>500,000</u>
04. Crisis Stabilization for the Mentally Ill	119,847
05. Group Homes, Early Intervention, and Day Treatment Programs for Emotionally Disturbed Children	298,000
06. Programs for the Chronically Mentally Ill	2,790,738 <u>3,037,580</u>
07. Funds to Substance Abuse Programs	3,468,485 <u>3,379,884</u>

08. Alcohol Services Funds for Female Substance Abusers	~~591,163~~ <u>557,563</u>
09. Administration	~~597,028~~ <u>621,200</u>
10. Community-based Child and Family Residential Treatment	~~130,118~~ <u>203,418</u>
11. Training Related to the Provision of Mental Health Services	~~46,000~~ <u>6,000</u>
12. Training Related to the Provision of Substance Abuse Services	~~67,200~~ <u>56,000</u>
13. Child and Adolescent Sex Offenders Pilot Projects	~~89,836~~ <u>119,781</u>
14. Eastern Region Detox Services	<u>284,530</u>
TOTAL ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH SERVICES BLOCK GRANT	~~\$11,671,473~~ <u>\$11,375,359</u>

**ALCOHOL AND DRUG ABUSE TREATMENT AND
REHABILITATION BLOCK GRANT**

01. Community-based Services for Youth Substance Abusers	~~\$ 2,697,140~~ <u>\$ 2,930,864</u>
02. Treatment Alternatives to Street Crimes	~~319,608~~ <u>347,104</u>
03. Eastern Region Detox Services	<u>68,580</u>
TOTAL ALCOHOL AND DRUG ABUSE TREATMENT AND REHABILITATION BLOCK GRANT	~~3,016,748~~ <u>3,346,548</u>

**MENTAL HEALTH SERVICES FOR THE HOMELESS
BLOCK GRANT**

01. Specialized Community Services for the Chronically Mentally Ill	<u>220,000</u>
02. Community-based Services for Chronically Mentally Ill Youth	<u>70,000</u>
TOTAL MENTAL HEALTH SERVICES FOR THE HOMELESS BLOCK GRANT	<u>290,000</u>

(b) Decreases in Federal Fund Availability

If federal funds are reduced below the amounts specified above after the effective date of this act, then every program, in each of the federal block grants listed above, shall be reduced by the same percentage as the reduction in federal funds. If federal

funds are reduced in the Education Consolidation and Improvement Act Chapter II Block Grant, then the State Board of Education shall determine how reductions are to be made among the various local agencies.

(c) Increases in Federal Fund Availability

If the United States Congress appropriates additional funds for block grants after the effective date of this act, these funds shall be held in a reserve in each block grant for future allocations by the General Assembly. This subsection shall not apply to the Community Development Block Grant, the Community Services Block Grant, and to Job Training Partnership Act funds.

(d) Education Setaside of JTPA Funds

The Department of Natural Resources and Community Development shall certify to the Joint Legislative Commission on Governmental Operations and to the Fiscal Research Division of the Legislative Services Office when Job Training Partnership Act funds have been distributed to each agency, the total amount distributed to each agency, and the total amount of eight percent (8%) Education Setaside funds received."

PART V--- --SALARIES, RETIREMENT, AND EMPLOYEE BENEFITS

Requested by: Representative Watkins

-----GOVERNOR'S SALARY INCREASE

Sec. 6. Effective July 1, 1988, G.S. 147-11 reads as rewritten:

"§ 147-11. Salary and expense allowance of Governor; allowance to person designated to represent Governor's office. (a) The salary of the Governor shall be ~~one hundred five thousand dollars (\$105,000)~~ one hundred nine thousand, seven hundred twenty-eight dollars (\$109,728) annually, payable monthly.

(b) He shall be paid annually the sum of eleven thousand five hundred dollars (\$11,500) as an expense allowance in attending to the business for the State and for expenses out of the State and in the State in representing the interest of the State and people, incident to the duties of his office, the said allowance to be paid monthly.

(c) In addition to the foregoing allowance, the actual expenses of the Governor while traveling outside the State on business incident to his office shall be paid by a warrant drawn on the State Treasurer. Whenever a person who is not a State official or employee is designated by the Governor to represent the Governor's office, such person shall be paid actual travel expenses incurred in the performance of such duty; provided that the payment of such travel expense shall conform to the provisions of the biennial appropriation act in effect at the time the payment is made."

Requested by: Representative Watkins

-----COUNCIL OF STATE/SALARY INCREASE

Sec. 7. Section 12 of Chapter 738, Session Laws of 1987 reads as rewritten:

"Sec. 12. The annual salaries for members of the Council of State, payable monthly, for the ~~1987-89 fiscal biennium~~ 1988-89 fiscal year are:

<u>Council of State</u>	<u>Annual Salary</u>	
Lieutenant Governor	~~\$64,092~~	<u>66,972</u>
Attorney General	~~64,092~~	<u>66,972</u>
Secretary of State	~~64,092~~	<u>66,972</u>
State Treasurer	~~64,092~~	<u>66,972</u>
State Auditor	~~64,092~~	<u>66,972</u>
Superintendent of Public Instruction	~~64,092~~	<u>66,972</u>
Agriculture Commissioner	~~64,092~~	<u>66,972</u>
Insurance Commissioner	~~64,092~~	<u>66,972</u>
Labor Commissioner	~~64,092~~	<u>66,972</u> ."

Requested by: Representative Watkins

-----NONELECTED DEPARTMENT HEAD/SALARY INCREASES

Sec. 8. Section 13 of Chapter 738, Session Laws of 1987 reads as rewritten:

"Sec. 13. In accordance with G.S. 143B-9, the maximum annual salaries, payable monthly, for the nonelected heads of the principal State departments for the ~~1987-88~~ and 1988-89 fiscal years ~~year~~ are:

<u>Nonelected Department Heads</u>	<u>Annual Salary</u>
Secretary of Administration	~~\$64,092~~ <u>66,972</u>
Secretary of Commerce	~~64,092~~ <u>66,972</u>
Secretary of Correction	~~64,092~~ <u>66,972</u>
Secretary of Crime Control and Public Safety	~~64,092~~ <u>66,972</u>
Secretary of Cultural Resources	~~64,092~~ <u>66,972</u>
Secretary of Human Resources	~~64,092~~ <u>66,972</u>
Secretary of Natural Resources and Community Development	~~64,092~~ <u>66,972</u>
Secretary of Revenue	~~64,092~~ <u>66,972</u>
Secretary of Transportation	~~64,092~~ <u>66,972.</u> "

Requested by: Representative Watkins

-----LEGISLATORS/SALARY AND EXPENSE INCREASES

Sec. 9. Effective upon convening of the 1989 Regular Session of the General Assembly, G.S. 120-3 as amended by Section 15 of Chapter 738, Session Laws of 1987 and Section 70 of Chapter 830, Session Laws of 1987 reads as rewritten:

"§ 120-3. Pay of members and officers of the General Assembly. (a) The Speaker of the House shall be paid an annual salary of ~~twenty-nine thousand eight hundred eighty dollars (\$29,880)~~ thirty-one thousand two hundred twenty-four dollars (\$31,224), payable monthly, and an expense allowance of ~~nine hundred seventy-five dollars (\$975.00)~~ one thousand one hundred seventy-five dollars (\$1,175) per month. The President Pro Tempore of the Senate shall be paid an annual salary of ~~eighteen thousand two hundred seventy-six dollars (\$18,276)~~ nineteen thousand one hundred four dollars (\$19,104), payable monthly, and an expense allowance of ~~six hundred thirty-three dollars (\$633.00)~~ eight hundred thirty-three dollars (\$833.00) per month. The Speaker Pro Tempore of the House shall be paid an annual salary of ~~sixteen thousand eight hundred thirty-six dollars (\$16,836)~~ seventeen thousand five hundred ninety-two dollars (\$17,592), payable monthly, and an expense allowance of ~~four hundred ninety-four dollars (\$494.00)~~ six hundred ninety-four dollars (\$694.00) per month; and the Deputy President Pro Tempore of the Senate shall be paid an annual salary of ~~fifteen thousand three hundred eighty-four dollars (\$15,384)~~ sixteen thousand eighty dollars (\$16,080), payable monthly, and an expense allowance of ~~three hundred fifty-four dollars (\$354.00)~~ five hundred fifty-four dollars (\$554.00) per month. The minority leader in the House and the majority and minority leaders in the Senate shall be paid an annual salary of ~~thirteen thousand eight hundred dollars (\$13,080)~~ thirteen thousand six hundred eighty-eight dollars (\$13,688), payable monthly, and an expense allowance of ~~three hundred fifty-four dollars (\$354.00)~~ five hundred fifty-four dollars (\$554.00) per month.

(b) Every other member of the General Assembly shall receive increases in annual salary ~~and expense allowances~~ only to the extent of and in the amounts equal to the average increases received by employees of the State, effective upon convening of the next Regular Session of the General Assembly after enactment of these increased amounts. Accordingly, upon convening of the 1989 Regular Session of the General Assembly, every other member of the General Assembly shall be paid an annual salary of ~~ten thousand six hundred forty-four dollars (\$10,644)~~ eleven thousand one hundred twenty-four dollars (\$11,124), payable monthly, and an expense allowance of ~~two hundred sixty-five dollars (\$265.00)~~ four hundred sixty-five dollars (\$465.00) per month.

(c) The salary and expense allowances provided in this section are in addition to any per diem compensation and any subsistence and travel allowance authorized by

any other law with respect to any regular or extra session of the General Assembly, and service on any State board, agency, commission, standing committee and study commission."

Requested by: Representative Watkins

-----GENERAL ASSEMBLY PRINCIPAL CLERKS/SALARY INCREASES

Sec. 10. G.S. 120-37(c) reads as rewritten:

"(c) The principal clerks shall be full-time officers. Each principal clerk shall be entitled to other benefits available to State employees and shall be paid an annual salary of ~~thirty-nine thousand three hundred twelve dollars (\$39,312)~~ forty-one thousand seventy-six dollars (\$41,076), payable monthly. The Legislative Services Commission shall review the salary of the principal clerks prior to submission of the proposed operating budget of the General Assembly to the Governor and Advisory Budget Commission and shall make appropriate recommendations for changes in those salaries. Any changes enacted by the General Assembly shall be by amendment to this paragraph."

Requested by: Representative Watkins

----- SERGEANT-AT-ARMS AND READING CLERKS/SALARY INCREASES

Sec. 11. G.S. 120-37(b) reads as rewritten:

"(b) The sergeant-at-arms and the reading clerk in each house shall be paid a salary of ~~one hundred seventy-seven dollars (\$177.00)~~ one hundred eighty-five dollars (\$185.00) per week, plus subsistence at the same daily rate provided for members of the General Assembly, plus mileage at the rate provided for members of the General Assembly for one round trip only from their homes to Raleigh and return. The sergeants-at-arms shall serve during sessions of the General Assembly and at such time prior to the convening of, and subsequent to adjournment or recess of, sessions as may be authorized by the Legislative Services Commission. The reading clerks shall serve during sessions only."

Requested by: Representative Watkins

-----LEGISLATIVE EMPLOYEES/SALARY INCREASES

Sec. 12. The Legislative Administrative Officer may increase the salaries of nonselected employees of the General Assembly in effect for fiscal year 1987-88 by an amount equal to the same amount as authorized in Section 19 of this act for most other State employees, rounded to conform to the steps in the salary ranges adopted by the Legislative Services Commission, commencing July 1, 1988. The granting of this legislative salary increase does not affect the status of employees' eligibility for other salary increments. Nothing in this Part limits any of the provisions of G.S. 120-32.

Requested by: Representative Watkins

-----JUDICIAL BRANCH OFFICIALS/SALARY INCREASE

Sec. 13. (a) Section 19 of Chapter 738, Session Laws of 1987 reads as rewritten:

"Sec. 19. The annual salaries, payable monthly, for specified judicial branch officials for the ~~1987-88 and 1988-89 fiscal years~~ year are:

<u>Judicial Branch Officials</u>	<u>Annual Salary</u>	
Chief Justice, Supreme Court	~~\$77,844~~	<u>81,348</u>
Associate Justice, Supreme Court	~~76,236~~	<u>79,668</u>
Chief Judge, Court of Appeals	~~73,800~~	<u>77,124</u>
Judge, Court of Appeals	~~72,180~~	<u>75,432</u>
Judge, Senior Regular Resident Superior Court	~~66,204~~	<u>69,180</u>
Judge, Superior Court	~~64,092~~	<u>66,972</u>
Chief Judge, District Court	~~56,532~~	<u>59,076</u>

Judge, District Court	~~54,372~~	<u>56,820</u>
District Attorney	~~59,628~~	<u>62,316</u>
Assistant District Attorney - an average of	~~38,568~~	<u>40,308</u>
Administrative Officer of the Courts	~~66,204~~	<u>69,180</u>
Assistant Administrative Officer of the Courts	~~53,964~~	<u>56,388</u>
Public Defender	~~59,628~~	<u>62,316</u>
Assistant Public Defender - an average of	~~38,568~~	<u>40,308</u>

If an acting senior regular resident superior court judge is appointed under the provisions of G.S. 7A-41, he shall receive the salary for Judge, Senior Regular Resident, Superior Court, until his temporary appointment is vacated, and the judge he replaces shall receive the salary indicated for Judge, Superior Court.

The district attorney or public defender of a judicial district, with the approval of the Administrative Officer of the Courts, shall set the salaries of assistant district attorneys or assistant public defenders, respectively, in that district such that the average salaries of assistant district attorneys or assistant public defenders in that district do not exceed ~~thirty-eight thousand five hundred sixty-eight dollars (\$38,568)~~ forty thousand three hundred eight dollars (\$40,308) and the minimum salary of any assistant district attorney or assistant public defender is at least ~~nineteen thousand four hundred seventy-six dollars (\$19,476)~~ twenty thousand three hundred fifty-two dollars (\$20,352).

The salaries in effect for fiscal year 1986-87 for permanent employees of the Judicial Department, except for those whose salaries are itemized in this act, shall be increased by an amount, commencing July 1, 1987, equal to the same amount as authorized in Section 30 of this act for most other State employees, rounded to conform to the steps in the salary ranges adopted by the Judicial Department."

(b) The salaries in effect for fiscal year 1987-88 for permanent employees of the Judicial Department, except for those whose salaries are itemized in this act, shall be increased by an amount, commencing July 1, 1988, equal to the same amount as authorized in Section 19 of this act for most other State employees, rounded to conform to the steps in the salary ranges adopted by the Judicial Department.

Requested by: Representative Watkins

-----CLERKS OF COURT/SALARY INCREASE

Sec. 14. G.S. 7A-101 reads as rewritten:

"§ 7A-101. Compensation. (a) The clerk of superior court is a full-time employee of the State and shall receive an annual salary, payable in equal monthly installments, based on the population of the county, as determined by the population projections of the Office of State Budget and Management for the year preceding the first year of each biennial budget, according to the following schedule:

<u>Population</u>	<u>Annual Salary</u>	
Less than 50,000	~~\$34,728~~	<u>36,288</u>
50,000 to 99,999	~~39,948~~	<u>41,748</u>
100,000 to 199,999	~~45,156~~	<u>47,184</u>
200,000 and above	~~51,516~~	<u>53,832</u>

When a county changes from one population group to another, the salary of the clerk shall be changed to the salary appropriate for the new population group on July 1 of the first year of each biennial budget, except that the salary of an incumbent clerk shall not be decreased by any change in population group during his continuance in office.

(b) The clerk shall receive no fees or commission by virtue of his office. The salary set forth in this section is the clerk's sole official compensation, but if, on June 30, 1975, the salary of a particular clerk, by reason of previous but no longer authorized

merit increments, is higher than that set forth in the table, that higher salary shall not be reduced during his continuance in office.

(c) In lieu of merit and other increment raises paid to regular State employees, a clerk of superior court shall receive as longevity pay an amount equal to four and eight-tenths percent (4.8%) of the annual salary set forth in the Budget Appropriation Act payable monthly after five years of service, nine and six-tenths percent (9.6%) after 10 years of service, fourteen and four-tenths percent (14.4%) after 15 years of service, and nineteen and two-tenths percent (19.2%) after 20 years of service. Service shall mean service in the elective position of clerk of superior court and shall not include service as an assistant, deputy, or acting clerk. Service shall also mean service as a justice or judge of the General Court of Justice or as a district attorney."

Requested by: Representative Watkins

----- ASSISTANT AND DEPUTY CLERKS OF COURT/SALARY INCREASE

Sec. 15. G.S. 7A-102(c) reads as rewritten:

"(c) Notwithstanding the provisions of subsection (a), the Administrative Officer of the Courts shall establish an incremental salary plan for assistant clerks and for deputy clerks based on a series of salary steps corresponding to the steps contained in the Salary Plan for State Employees adopted by the Office of State Personnel, subject to a minimum and a maximum annual salary as set forth below. On and after July 1, 1985, each assistant clerk and each deputy clerk shall be eligible for an annual step increase in his salary plan based on satisfactory job performance as determined by each clerk. Notwithstanding the foregoing, if an assistant or deputy clerk's years of service in the office of superior court clerk would warrant an annual salary greater than the salary first established under this section, that assistant or deputy clerk shall be eligible on and after July 1, 1984, for an annual step increase in his salary plan. Furthermore, on and after July 1, 1985, that assistant or deputy clerk shall be eligible for an increase of two steps in his salary plan, and shall remain eligible for a two-step increase each year as recommended by each clerk until that assistant or deputy clerk's annual salary corresponds to his number of years of service. A full-time assistant clerk or a full-time deputy clerk shall be paid an annual salary subject to the following minimum and maximum rates:

<u>Assistant Clerks</u>	<u>Annual Salary</u>	
Minimum	\$17,628	18,420
Maximum	29,580	30,912
<u>Deputy Clerks</u>	<u>Annual Salary</u>	
Minimum	\$13,812	14,436
Maximum	\$22,680	23,700

(d) Full-time assistant clerks, licensed to practice law in North Carolina, who are employed in the office of superior court clerk on and after July 1, 1984, are authorized an entry-level annual salary of not more than three-fourths of the maximum annual salary established for assistant clerks. Full-time assistant clerks, holding a law degree from an accredited law school, who are employed in the office of superior court clerk on and after July 1, 1984, are authorized an entry-level annual salary of not more than two-thirds of the maximum annual salary established for assistant clerks. The entry-level annual salary for all other assistant and deputy clerks employed on and after July 1, 1984, shall be at the minimum rates as herein established."

Requested by: Representative Watkins

-----MAGISTRATES/SALARY INCREASE

Sec. 16. G.S. 7A-171.1(a)(1) reads as rewritten:

"(1) A full-time magistrate, so designated by the Administrative Officer of the Courts, shall be paid the annual salary indicated in the table below according to the number of years he has served as a magistrate. The salary steps shall take effect on the anniversary of the date the magistrate was originally appointed:

Table of Salaries of Full-Time Magistrates

<u>Number of Prior Years of Service</u>	<u>Annual Salary</u>	
Less than 1	\$14,076	14,712
1 or more but less than 3	14,808	15,480
3 or more but less than 5	16,320	17,052
5 or more but less than 7	17,988	18,792
7 or more but less than 9	19,836	20,724
9 or more but less than 11	21,840	22,824
11 or more	24,036	25,116

A 'Full-time magistrate' is a magistrate who is assigned to work an average of not less than 40 hours a week during his term of office.

Notwithstanding any other provision of this subdivision, a full-time magistrate, who was serving as a magistrate on December 31, 1978, and who was receiving an annual salary in excess of that which would ordinarily be allowed under the provisions of this subdivision, shall not have the salary, which he was receiving reduced during any subsequent term as a full-time magistrate. That magistrate's salary shall be fixed at the salary level from the table above which is nearest and higher than the latest annual salary he was receiving on December 31, 1978, and, thereafter, shall advance in accordance with the schedule in the table above."

Requested by: Representative Watkins

-----COMMUNITY COLLEGES PERSONNEL/SALARY INCREASES

Sec. 17. The Director of the Budget may transfer from the salary increase reserve fund created for fiscal year 1988-89 and included in Section 2 of this act funds necessary to provide an average annual salary increase of four and one-half percent (4.5%), including funds for the employer's retirement and Social Security contributions, commencing July 1, 1988, for all permanent community college institutional personnel supported by State funds. Subject to the availability of funds, the salaries for temporary community college institutional personnel may be increased by pro rata amounts of the four and one-half percent (4.5%) average annual salary increase provided for permanent institutional employees. These funds may not be used for any purpose other than for the salary increases and necessary employer contributions.

Requested by: Representative Watkins

-----HIGHER EDUCATION PERSONNEL/SALARY INCREASES

Sec. 18. The Director of the Budget may transfer from the salary increase reserve fund created for fiscal year 1988-89 and included in Section 2 of this act funds necessary to provide an annual average salary increase of four and one-half percent (4.5%), including funds for the employer's retirement and Social Security contributions, commencing July 1, 1988, for all employees of The University of North Carolina supported by State funds who are exempt from the State Personnel Act. These funds shall be allocated to individuals according to rules adopted by the Board of Governors and may not be used for any purpose other than for the salary increases and necessary employer contributions.

Requested by: Representative Watkins

-----MOST STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES/SALARY INCREASES

Sec. 19. (a) The salaries in effect for fiscal year 1987-88 for all permanent full-time State employees paid from the General Fund or the Highway Fund shall be increased, on and after July 1, 1988, unless otherwise provided by this Part, by an average of four and one-half percent (4.5%), rounded to conform to the steps in the salary ranges adopted by the State Personnel Commission. If an employee's salary for fiscal year 1987-88 is not equal to a specific pay rate on the 1987-88 salary schedule, his salary increase, effective July 1, 1988, unless otherwise provided by this Part, shall be four and one-half percent (4.5%) with the annual salary adjusted so as to be divisible by 12.

Except as otherwise provided in this act, the fiscal year 1987-88 salaries for permanent full-time State officials and persons in exempt positions that are recommended by the Governor or the Governor and the Advisory Budget Commission and set by the General Assembly shall be increased by an average of four and one-half percent (4.5%), commencing July 1, 1988.

The salaries in effect for fiscal year 1987-88 for all permanent part-time State employees shall be increased on and after July 1, 1988, by pro rata amounts of the four and one-half percent (4.5%) average salary increase provided for permanent full-time employees covered by the provisions of this subsection.

The Director of the Budget may allocate out of special operating funds or from other sources of the employing agency, except tax revenues, sufficient funds to allow a salary increase, on and after July 1, 1988, averaging four and one-half percent (4.5%), including funds for the employer's retirement and Social Security contributions, for the permanent full-time and part-time employees of the agency, provided the employing agency elects to make available the necessary funds.

Within regular Executive Budget Act procedures as limited by this act, all State agencies and departments may increase on an equitable basis the rate of pay of temporary and permanent hourly State employees, subject to availability of funds in the particular agency or department, by pro rata amounts of the four and one-half percent (4.5%) average salary increase provided for permanent full-time employees covered by the provisions of this subsection, commencing July 1, 1988.

(b) The salaries in effect for fiscal year 1987-88 for all permanent full-time public school employees supported by State funds and paid from the State public school fund and from other special allocations to local public school units shall be increased by an average of four and one-half percent (4.5%), rounded to conform to the steps in the salary ranges adopted by the State Board of Education, commencing July 1, 1988.

The salaries in effect for fiscal year 1987-88 for all permanent part-time public school employees supported by State funds and paid from the State public school fund and from other special allocations to local public school units shall be increased by pro rata amounts of the four and one-half percent (4.5%) average salary increase provided for permanent full-time employees covered by the provisions of this subsection.

The fiscal year 1987-88 pay rates adopted by local boards of education for school bus drivers shall be increased by at least four and one-half percent (4.5%), on and after July 1, 1988, to the extent that such rates of pay are supported by the allocation of State funds from the State Board of Education. Local boards of education shall increase the rates of pay for all school bus drivers who were employed during fiscal year 1987-88 and who continue their employment for fiscal year 1988-89 by at least four and one-half percent (4.5%) on and after July 1, 1988.

Requested by: Representative Watkins

-----ALL STATE-SUPPORTED PERSONNEL/SALARY INCREASES

Sec. 20. (a) Salaries for positions that are funded partially from the General Fund or Highway Fund and partially from sources other than the General Fund or Highway Fund shall be increased from the General Fund or Highway Fund appropriation only to the extent of the proportionate part of the salaries paid from the General Fund or Highway Fund.

(b) The granting of the salary increases under this Part does not affect the status of eligibility for salary increments for which employees may be eligible unless otherwise required by this Part.

(c) The salary range maximums for all employees shall be increased to accommodate the across-the-board salary increase provided by this Part so that every employee will continue to have the same relative position with respect to salary increases and future increments as he would have had if these salary increases had not been made.

(d) The salary increases provided in this act to be effective July 1, 1988, do not apply to persons separated from State service due to resignation, dismissal, reduction in force, death, or retirement, whose last workday is prior to July 1, 1988.

(e) Notwithstanding the provisions of Section 19.1 of Chapter 1137 of the 1979 Session Laws as amended by Chapter 1053 of the 1981 Session Laws, G.S. 115C-12(9)a., G.S. 115C-12(16), G.S. 126-7, or any other provision of law other than G.S. 20-187.3(a) or G.S. 7A-102(c), no employee or officer of the public school system shall receive an automatic increment and no State employee or officer shall receive a merit increment during the 1988-89 fiscal year, except as otherwise permitted by this act.

(f) The Director of the Budget shall transfer from the salary increase reserve funds for fiscal year 1988-89 and included in Section 2 of this act and Section 3 of Chapter 738 of the 1987 Session Laws all funds necessary for the salary increases provided by Sections 6 through 19 and Section 25 of this act, including funds for the employer's retirement and Social Security contributions.

(g) Nothing in this Part authorizes the transfer of funds from the General Fund to the Highway Fund for salary increases.

Requested by: Representative Watkins

-----SALARY RELATED CONTRIBUTIONS/EMPLOYERS

Sec. 21. (a) Required employer salary-related contributions for employees whose salaries are paid from department, office, institution, or agency receipts shall be paid from the same source as the source of the employees' salary. If an employee's salary is paid in part from the General Fund or Highway Fund and in part from department, office, institution, or agency receipts, required employer salary-related contributions may be paid from the General Fund or Highway Fund only to the extent of the proportionate part paid from the General Fund or Highway Fund in support of the salary of the employee, and the remainder of the employer's requirements shall be paid from the source that supplies the remainder of the employee's salary. The requirements of this section as to source of payment are also applicable to payments on behalf of the employee for hospital-medical benefits, longevity pay, unemployment compensation, accumulated leave, workers' compensation, severance pay, separation allowances, and applicable disability salary continuation benefits.

(b) The State's employer contribution rates budgeted for retirement and related benefits as a percentage of covered salaries for the 1988-89 fiscal year are (1) eleven and nineteen hundredths percent (11.19%) - Teachers and State Employees; (2) sixteen and nineteen hundredths percent (16.19%) - State Law Enforcement Officers; (3) seven and sixty-two hundredths percent (7.62%) - University Employees' Optional Retirement Program; (4) thirty and eighty-one hundredths percent (30.81%) - Consolidated Judicial Retirement System; and (5) thirty-six and eighty-six hundredths percent (36.86%) - Legislative Retirement System. Each of the foregoing contribution rates includes one and ten hundredths percent (1.10%) for hospital and medical benefits. The rate for State Law Enforcement Officers includes five percent (5%) for the Supplemental Retirement Income Plan. The rates for Teachers and State Employees, State Law Enforcement Officers, and for the University Employees' Optional Retirement Program includes fifty-two hundredths percent (0.52%) for the Disability Income Plan.

(c) The maximum annual employer contributions, payable monthly, by the State for each covered employee or retiree for fiscal year 1988-89 to the Teachers' and State Employees' Comprehensive Major Medical Plan are: (1) Medicare eligible employees and retirees - eight hundred fifty-eight dollars (\$858.00); and (2) Non-Medicare eligible employees and retirees - one thousand one hundred twenty-six dollars (\$1,126).

Requested by: Representative Watkins

-----POST-RETIREMENT ALLOWANCE INCREASES/RETIRED TEACHERS, STATE EMPLOYEES, JUDICIAL PERSONNEL, LOCAL GOVERNMENT EMPLOYEES, AND LEGISLATORS

Sec. 22. (a) G.S.135-5 is amended by adding a new subsection to read:

"(nn) From and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1987, shall be increased by three and six-tenths percent (3.6%) of the allowance payable on July 1, 1987, in accordance with G.S. 135-5(o). Furthermore, from and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1987, but before June 30, 1988, shall be increased by a prorated amount of three and six-tenths percent (3.6%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1987, and June 30, 1988."

(b) G.S. 135-65 is amended by adding a new subsection to read:

"(i) From and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1987, shall be increased by three and six-tenths percent (3.6%) of the allowance payable on July 1, 1987. Furthermore, from and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1987, but before June 30, 1988, shall be increased by a prorated amount of three and six-tenths percent (3.6%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1987, and June 30, 1988."

(c) G.S. 128-27 is amended by adding a new subsection to read:

"(dd) From and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1987, shall be increased by three and six-tenths percent (3.6%) of the allowance payable on July 1, 1987, in accordance with G.S. 128-27(k). Furthermore, from and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1987, but before June 30, 1988, shall be increased by a prorated amount of three and six-tenths percent (3.6%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1987, and June 30, 1988."

(d) G.S. 120-4.22A is amended by adding a new subsection to read:

"(d) In accordance with subsection (a) of this section, from and after July 1, 1988, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before January 1, 1988, shall be increased by the same amount as provided to retired members and beneficiaries of the Teachers' and State Employees' Retirement System pursuant to the provisions of G.S. 135-5(ll) and (mm)."

(e) The Legislative Administrative Officer shall transfer to the Legislative Retirement System the sum of eighty-three thousand dollars (\$83,000) from funds available to the General Assembly for fiscal year 1988-89 to fund the provisions of subsection (d) of this section.

Requested by: Representative Watkins

-----CERTAIN EXECUTIVE BRANCH OFFICIALS/SALARY INCREASES

Sec. 25. Section 14 of Chapter 738, Session Laws of 1987 reads as rewritten:

"Sec. 14. (a) The annual salaries, payable monthly, for the ~~1987-88 and 1988-89~~ fiscal years year for the following executive branch officials are:

<u>Executive Branch Officials</u>	<u>Annual Salary</u>	
Chairman, Alcoholic Beverage Control Commission	\$61,656	64,428
Commissioner of Motor Vehicles	61,656	64,428
Commissioner of Banks	61,656	64,428

Deputy Banking Commissioner	47,136	55,392
Chairman, Employment Security Commission	61,656	64,428
State Personnel Director	64,092	66,972
Chairman, Parole Commission	56,268	58,800
Members of the Parole Commission	51,900	54,240
Chairman, Industrial Commission	55,344	57,840
Members of the Industrial Commission	53,988	56,412
Executive Director, Agency for Public Telecommunications	51,900	54,240
Director, Seafood Industrial Park Authority	34,332	35,880
General Manager, Ports Railway Commission	46,824	48,936
Director, Museum of Art	63,192	66,036
Director, State Ports Authority	71,664	74,892
Controller, State Board of Education	74,184	77,520
Executive Director, Wildlife Resources Commission	53,160	55,548
Executive Director, North Carolina Housing Finance Agency	76,404	79,848
Executive Director, North Carolina Technological Development Authority	40,764	42,600
Executive Director, North Carolina Agricultural Finance Authority	60,000	62,700
Director, Office of Administrative Hearings	54,372	56,820"

(b) Any person carrying on the functions of a position listed in subsection (a) this section shall be paid only the salary set out in that subsection, and the mere classification of the position to be some other position does not allow the salary of that position to be set in some other manner.

-----MERIT PAY/STUDY

Sec. 27. (a) The Legislative Study Commission on a System of Merit Pay for State Employees is created. The Commission shall consist of 16 members:

- (1) Six Senators appointed by the President of the Senate;
- (2) Six Representatives appointed by the Speaker of the House; and
- (3) Four persons appointed by the President of the State Employees Association of North Carolina, Inc. The President of the State Employees Association of North Carolina, Inc., shall be eligible for appointment to the Commission. The list of appointments shall be sent to the President of the Senate and the Speaker of the House of Representatives no later than the date set by subsection (b) of this subsection.

(b) All initial appointments shall be made by August 1, 1988. Vacancies on the Study Commission shall be filled in the same manner as initial appointments.

(c) The President of the Senate shall designate one Senator as Cochair and the Speaker shall designate one Representative as Cochair. The Cochairs shall call the initial meeting of the Study Commission.

(d) The Study Commission shall conduct a study of a system of merit pay for State employees.

(e) The Study Commission shall submit a report of its findings and recommendations to the 1989 General Assembly on or before the first day of the 1989 Session of the General Assembly by filing the report with the President of the Senate and the Speaker of the House of Representatives. Upon filing its report, the Study Commission shall terminate.

(f) Upon approval of the Legislative Services Commission, the Legislative Administrative Officer shall assign professional staff to assist in the work of the Study Commission. Clerical staff shall be furnished to the Study Commission through the offices of the House and Senate Supervisors of Clerks. The expenses of employment of the clerical staff shall be borne by the Study Commission. The Study Commission may

meet in the Legislative Building or the Legislative Office Building with approval of the Legislative Services Commission.

(g) Members of the Study Commission shall be paid compensation, subsistence, and travel allowances as follows:

- (1) Study Commission members who are also General Assembly members at the rate established in G.S. 120-3.1;
- (2) Study Commission members who are also officials or employees of the State at the rate established in G.S. 138-6;
- (3) All other Study Commission members at the rate established in G.S. 138-5.

(h) Of funds available to the General Assembly, the Legislative Services Commission may allocate such sums as deemed necessary for use of the Legislative Study Commission on a System of Merit Pay for State Employees.

Requested by: Representative Bob Etheridge and Senator Royall

-----INCREASE EMPLOYER CONTRIBUTION RATE/OPTIONAL RETIREMENT PROGRAM

Sec. 28. G.S. 135-5.1(c) reads as rewritten:

"(c) Each employing institution shall contribute on behalf of each participant in the Optional Retirement Program an amount equal to ~~the amount which the employee would be required to contribute to the Retirement System as a member of the Retirement System as specified in G.S. 135-8(b)(1)~~ a percentage of the participant's compensation as established from time to time by the General Assembly. Each participant shall contribute the amount which he or she would be required to contribute if a member of the Retirement System. Contributions authorized or required by the provisions of this subsection on behalf of each participant shall be made, consistent with Section 414(h) of the Internal Revenue Code, by salary reduction according to rules and regulations established by The University of North Carolina. Additional personal contributions may also be made by a participant by payroll deduction or salary reduction to an annuity or retirement income plan established pursuant to G.S. 116-17. Payment of contributions shall be made by the employing institution to the designated company or companies underwriting the annuities or the trustees for the benefit of each participant, and this employer contribution shall not be subject to any State tax if made under the Optional Retirement Program or, otherwise, by salary reduction."

Requested by: Representative Bob Etheridge

-----FIREMAN & RESCUE SQUAD WORKER PENSION CREDITS

Sec. 29. G.S. 118-46 reads as rewritten:

"§ 118-46. Determination of creditable service; information furnished by applicants for membership. The board shall determine by appropriate rules and regulations the number of years' credit for service of firemen and rescue squad workers. Firemen and rescue squad workers who are now serving as such shall furnish the board with information upon applying for membership as to previous service. Notwithstanding any other provisions of this Article, the Board may grant qualified prior service credits to eligible firemen and rescue squad workers under such terms and conditions that the Board may adopt when the Board determines that an eligible fireman or rescue squad worker has been denied such service credits through no fault of his own."

Requested by: Representative Watkins

-----ADJUST STATE EMPLOYEE/BOARD COMMISSION PER DIEM/SUPERIOR COURT JUDGE EXPENSE ALLOWANCE/LEGISLATIVE SUBSISTENCE

Sec. 30. (a) Effective January 1, 1989, G.S. 138-6(a)(3) reads as rewritten:

"(3) For expenses incurred for subsistence, payment of ~~fifty-two dollars (\$52.00)~~ fifty-five dollars (\$55.00) per day when traveling in-state or ~~sixty-four dollars (\$64.00)~~ sixty-seven dollars (\$67.00) per day when traveling out-of-state. When

travel involves less than a full day (24-hour period), a reasonable prorated amount shall be paid in accordance with regulations and criteria which shall be promulgated and published by the Director of the Budget. Reimbursement to State employees for lunches eaten while on official business may be made only in the following circumstances:

a. When an overnight stay is required reimbursement is allowed while an employee is in travel status;

b. When the cost of the lunch is included as part of a registration fee for a formal congress, conference, assembly, or convocation, by whatever name called. Such assembly must involve the active participation of persons other than the employees of a single State department, institution, or agency and must be necessary for conducting official State business; or

c. When the State employee is a member of a State board, commission, committee, or council which operates from funds deposited with the State Treasurer, and the lunch is preplanned as part of the meeting for the entire board, commission, committee, or council."

(b) Effective January 1, 1989, G.S. 7A-44(a) reads as rewritten:

"(a) A judge of the superior court, regular or special, shall receive the annual salary set forth in the Current Operations Appropriations Act, and in addition shall be paid the same travel allowance as State employees generally by G.S. 138-6(a)(1) and (2), provided that no travel allowance be paid for travel within his county of residence. In addition, a judge of the superior court shall be allowed ~~six thousand five hundred dollars (\$6,500)~~ seven thousand dollars (\$7,000) per year, payable monthly, in lieu of necessary subsistence expenses while attending court or transacting official business at a place other than in the county of his residence and in lieu of other professional expenses incurred in the discharge of his official duties. The Administrative Officer of the Courts may also reimburse superior court judges, in addition to the above funds for travel and subsistence, for travel and subsistence expenses incurred for professional education."

(c) Effective upon convening of the 1989 Regular Session of the General Assembly, G.S. 120-3.1(a) reads as rewritten:

"(a) In addition to compensation for their services, members of the General Assembly shall be paid the following allowances:

- (1) A weekly travel allowance for each week or fraction thereof that the General Assembly is in regular or extra session. The amount of the weekly travel allowance shall be calculated for each member by multiplying the actual round-trip mileage from that member's home to the City of Raleigh by the rate per mile allowed to State employees for official travel.
- (2) A travel allowance at the rate allowed by statute for State employees whenever the member travels, whether in or out of session, as a representative of the General Assembly or of its committees or commissions, with the approval of the Legislative Services Commission.
- (3) A subsistence allowance for meals and lodging at a daily rate equal to the maximum per diem rate for federal employees traveling to Raleigh, North Carolina, as set out at ~~51 Federal Register 19863 May 30, 1986~~, 52 Federal Register 26644 (July 15, 1987), while the General Assembly ~~as is~~ in session and, except as otherwise provided in this subdivision, while the General Assembly is not in session when, with the approval of the Speaker of the House in the case of Representatives or the President Pro Tempore of the Senate in case of Senators, the member is:
 - a. Traveling as a representative of the General Assembly or of its committees or commissions, or
 - b. Otherwise in the service of the State.

A member who is authorized to travel, whether in or out of session, within the United States outside North Carolina, may elect to receive, in lieu of the amount provided in the preceding paragraph, a subsistence allowance of twenty dollars (\$20.00) a day for meals, plus actual expenses for lodging when evidenced by a receipt satisfactory to the Legislative Administrative Officer, the latter not to exceed the maximum per diem rate for federal employees traveling to the same place, as set out at 51 Federal Register 19677-19686 (May 30, 1986) 52 Federal Register 26630-26648 (July 15, 1987) and at 51 Federal Register 16885-16886 (May 7, 1986) 52 Federal Register 33616-33617 (September 4, 1987).

- (4) A member may be reimbursed for registration fees as permitted by the Legislative Services Commission."

Requested by: Representative Watkins and Senator Swain

-----INCREASE EMERGENCY JUDGE PER DIEM

Sec. 31. (a) G.S. 7A-39.3(b) reads as rewritten:

"(b) In addition to the compensation or retirement allowance he would otherwise be entitled to receive by law, each emergency justice or emergency judge recalled for temporary active service shall be paid by the State his actual expenses, plus ~~one hundred dollars (\$100.00)~~ one hundred fifty dollars (\$150.00) for each day of active service rendered upon recall. No recalled retired or emergency justice or judge shall receive from the State total annual compensation for judicial services in excess of that received by an active justice or judge of the bench to which the justice or judge is being recalled."

(b) G.S. 7A-52(b) reads as rewritten:

"(b) In addition to the compensation or retirement allowance he would otherwise be entitled to receive by law, each emergency judge of the district or superior court who is assigned to temporary active service by the Chief Justice shall be paid by the State his actual expenses, plus ~~one hundred dollars (\$100.00)~~ one hundred fifty dollars (\$150.00) for each day of active service rendered upon recall. No recalled retired trial judge shall receive from the State total annual compensation for judicial services in excess of that received by an active judge of the bench to which the judge is recalled."

PART VI-----DEPARTMENT OF ADMINISTRATION

Requested by: Representative Hunter

-----DOMESTIC VIOLENCE GRANTS/LUMP SUM PAYMENTS

Sec. 32. Funds appropriated for grants for domestic violence programs for the 1988-89 fiscal year and included in Section 3 of this act shall be paid to the programs in lump sums as soon as possible after the programs qualify for the grants.

Requested by: Senator Royall, Representative Nesbitt

-----SIPS

Sec. 33. Section 23.1 of Chapter 876, Session Laws of 1987, reads as rewritten:

"Sec. 23.1 (a) The functions and powers of the Secretary of the Department of Administration relating to the administration of the State Information Processing Services are hereby transferred to the State Controller as follows: Those functions, powers and duties related to the authority to carry out the provisions of G.S. 143-341(9) and the staff and services provisions of G.S. 143B-426.21.

(b) This section is effective until August 1, ~~1988~~ 1989."

Requested by: Senator Royall, Representative Nesbitt

Sec. 34. (a) The funds appropriated in Chapter 738, Section 65, Session Laws of 1987, to a Reserve Fund to the Department of Revenue for expenditure in Fiscal Year 1988-89 shall be expended as follows: one million two hundred sixty thousand seven hundred fourteen dollars (\$1,260,714) for development of an office automation

system and four hundred thousand dollars (\$400,000) for development of an agency distributed computer capability at the Department of Revenue in cooperation with the State Information Processing Services and in design, implementation, evaluation, and documentation of a distributed data processing model for State Government. The Department of Revenue shall report on (1) the development of the office automation system, (2) the planning and development of the distributed computer capability, pursuant to the requirements of G.S. 143-341(9) as rewritten below, and (3) the expenditure of funds for these purposes to a regular monthly meeting of the Joint Legislative Commission on Governmental Operations not later than December 31, 1988.

(b) G.S. 143-341(9) reads as rewritten:

"(9) Information Processing Services. -- With respect to all executive departments and agencies of State government, except the Department of Justice and The University of North Carolina:

a. To establish and operate information processing centers and services to serve two or more departments on a cost-sharing basis, if the Computer Commission decides it is advisable from the standpoint of efficiency and economy to establish these centers and services;

b. With the approval of the Computer Commission, to charge, on a time basis, each department for which services are performed its proportionate part of the cost of maintaining and operating the shared centers and services;

c. With the approval of the Computer Commission, to require any department served to transfer to the Department of Administration ownership, custody, or control of information processing equipment, supplies, and positions required by the shared centers and services;

d. With the approval of the Computer Commission, to adopt reasonable rules for the efficient and economical management and operation of the shared centers and services;

e. With the approval of the Computer Commission, to adopt plans, policies, procedures, and rules for the acquisition, management, and use of information processing equipment and personnel in the departments affected by this subdivision to facilitate more efficient and economic use of information processing resources in these departments; and

f. To develop and promote training programs to improve the technical and managerial capability of personnel in information processing functions.

The Department of Revenue is authorized to deviate from this section's requirements that departments or agencies consolidate information processing functions on equipment owned, controlled or under custody of the State Information Processing Services. All deviations from this section's requirements shall be reported in writing within 15 days by the Department of Revenue to the Computer Commission and shall be consistent with available funding. The Department of Revenue is authorized to adopt and shall adopt plans, policies, procedures, requirements and rules for the acquisition, management, and use of information processing equipment, information processing programs, data communications capabilities, and information systems personnel in the Department of Revenue. If the plans, policies, procedures, requirements, rules, or standards adopted by the Department of Revenue deviate from the policies, procedures, or guidelines adopted by the State Information Processing Services, those deviations shall be allowed and shall be reported in writing within 15 days by the Department of Revenue to the Computer Commission. The Department of Revenue shall develop an information systems capability, in cooperation with the State Information Processing Services, that will distribute the Department's information processing resources and databases between the agencies' two information processing centers. The distributed system shall require that major computer production processing, data communications through the state data communications network, and major database activity shall occur on computer facilities maintained by the State Information Processing Services. The distributed system shall allow major data entry

processing, computer program development, and computer program testing to occur on the Department of Revenue computer system. The Department of Revenue and the State Information Processing Services shall develop data communications capabilities between the two computer centers, subject to a security review by the Secretary of the Department of Revenue. The State Information Processing Services and the Department of Revenue shall prepare a plan to allow for substantial recovery and operation of major, critical computer applications at each agency's respective facility. The plan shall include the names of the computer programs, databases, and data communications capabilities from each facility, identifying the maximum amount of outage that can occur prior to the initiation of the plan and resumption of operation at the backup facility. The plan shall include the names of designated personnel from both information processing facilities to serve as a joint disaster recovery team in the event one of the facilities is rendered inoperable for a substantial amount of time. The plan shall be consistent with commonly accepted practices for disaster recovery in the information processing industry. The plan shall be tested as soon as practical, but not later than six months, after the establishment of the Department of Revenue information processing capability that is compatible with and partially redundant to the information processing capabilities at the State Information Processing Services.

No data of a confidential nature, as defined in the General Statutes or federal law, may be entered into or processed through any cost-sharing information processing center established under this subdivision until safeguards for the data's security satisfactory to the department head and the Secretary of Administration have been designed and installed and are fully operational. Nothing in this section may be construed to prescribe what programs to satisfy a department's objectives are to be undertaken, nor to remove from the control and administration of the departments the responsibility for program efforts, regardless whether these efforts are specifically required by statute or are administered under the general program authority and responsibility of the department. This subdivision does not affect the provisions of G.S. 147-58 or G.S. 143-340(14). Notwithstanding any other provision of law, the Department of Administration shall provide information processing services on a cost-sharing basis to the General Assembly and its agencies as requested by the Legislative Services Commission."

(c) This section is effective upon ratification.

Requested by: Senator Royall

-----COMPUTER STUDY COMMISSION FUNDS

Sec. 35. (a) Of the funds appropriated to the Office of the State Controller in Section 2 of Chapter 738 of the 1987 Session Laws as amended, the sum of fifty thousand dollars (\$50,000) is hereby transferred to the State Information Processing Needs and Cost Study Commission. The funds shall be used by the Study Commission to evaluate the Office of the State Controller's request for funds to redesign and develop a State accounting system and to evaluate the research previously conducted on this topic.

(b) This section is effective upon ratification.

Requested by: Senator Royall

-----SUPERCOMPUTER-POLICY BOARD

Sec. 36. (a) Section 74(a) of Chapter 830 of the 1987 Session Laws is rewritten as follows:

"(a) Of the funds appropriated to the Office of State Budget and Management in Section 5 of this act as amended, the sum of twelve million dollars (\$12,000,000) for the 1987-88 fiscal year and the sum of six million dollars (\$6,000,000) for the 1988-89 fiscal year shall be used for a supercomputer that is needed both to keep North Carolina's universities in the forefront of scholarly research and training and to maintain the momentum of the State's science-based economic development. The

funds shall be used for capital equipment, construction of a building and operating expenses, and shall be placed in a non-revert reserve."

(b) The State Computer Commission and the agency, institution, or organization it designates as the manager for the supercomputer project shall present a written report on the progress of the supercomputer project to each regular monthly meeting of the Joint Legislative Commission on Governmental Operations through the years 1988, 1989, and 1990. The written reports shall be delivered to the Director of General Assembly Fiscal Research Division not less than 48 hours prior to the beginning of the Commission's full meeting. The written reports shall contain at least the following information: the major tasks accomplished since the last report; the major tasks expected for the project over the two calendar years after the date of the report; the projected budgets and expenditures of the project over the next two calendar years after the date of the report; the major applications and uses on the supercomputer in the time since the last report; and the major projected applications and uses on the supercomputer in the next several months that will follow the report. The report shall constitute a full management and status report on the supercomputer project. If so requested by the Cochairmen of the Joint Legislative Commission on Governmental Operations, the Chairman of the State Computer Commission, or his designee, shall present the report verbally to the meeting of Joint Legislative Commission on Governmental Operations.

(c) If the Office of State Budget and Management, the State Computer Commission, or any other State entity enters into a contract or other management agreement with the Microelectronics Center of North Carolina or any other State agency, State institution, State organization or nonprofit corporation for overall management of the supercomputer project and expenditure of these funds, and further specifies a board to govern the project, or if one is established subsequent to the contract that board shall consist of the following members: four members appointed by the General Assembly upon recommendation of the Speaker of the House of Representatives, to be selected from higher education institutions in North Carolina, major corporations in North Carolina, and major research organizations in North Carolina, and from among the general public; four members appointed by the General Assembly upon recommendation of the President of the Senate, to be selected from higher education institutions in North Carolina, major corporations in North Carolina, and major research organizations in North Carolina and from among the general public; four members appointed by the Governor, to be selected from higher education institutions in North Carolina, major corporations in North Carolina, and major research organizations in North Carolina, and from the general public; the Legislative Administrative Officer or his designee; and the Director of the supercomputer center after he or she is employed at the supercomputer center.

(d) The chairman and vice-chairman of the board will be elected by the membership of the board. No member of the General Assembly may serve on the policy board.

(e) Appointments shall be made no later than 30 days after the execution of the contract or management agreement between the Computer Commission or the Office of State Budget and Management and the project management organization. The appointments will be for terms of four years each.

Appointments made by the Governor can be removed by the Governor, and vacancies in those appointments will be filled by the Governor to fill the unexpired term.

Appointments by the General Assembly shall be made in accordance with G.S. 120-121, and vacancies in those appointments shall be filled in accordance with G.S. 120-122.

(f) Among other duties, the Policy Board shall: (i) approve the appointment of a Director and set his or her employment conditions; (ii) approve the specifications of the supercomputer and the recommendation of a successful bidder that will be chosen according to the procurement procedures of the Division of Purchase and Contract in

the Department of Administration; (iii) formulate and approve the budget and operating policies of the supercomputer center; (iv) approve the purposes of the supercomputer center; and (v) serve generally as the governing board of the supercomputer center.

(g) This section is effective upon ratification.

Requested by: Representatives Bob Etheridge and Hardaway

-----CONTINUE PROGRAM TO ENCOURAGE STATE PURCHASES FROM MINORITY BUSINESSES

Sec. 38. Section 52 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 52. (a) Of the funds appropriated in a reserve to the Office of State Budget and Management in Section 2 of this act, the sum of fifty thousand dollars (\$50,000) for the 1987-88 fiscal year, and an additional sum of fifty thousand dollars (\$50,000) for the 1988-89 fiscal year if appropriated by the General Assembly, shall be used by the Department to:

- (1) Identify small businesses, especially those owned by minorities, disabled persons, and women, that could do business with the State, and to provide pre- and post-bid information and assistance to these businesses on how to do business with the State;
- (2) Publish and distribute to State purchasers a directory of small business enterprises, especially those owned by minorities, disabled persons, and women; and
- (3) Establish a system to monitor, record, and measure the use of small businesses, especially those owned by minorities, disabled persons, and women, by the State.

(b) The General Assembly urges all subdivisions and agencies of the State, all local governments, and all other entities, authorized to use the services of the Department of Administration in the purchase of materials, supplies, and equipment, (i) to participate in a Program to Encourage Business Enterprises Owned by Minority, Women and Disabled Persons, and (ii) to purchase a minimum of four percent (4%) of their contract purchases from businesses owned by minorities, disabled persons, and women, provided that the purchases comply with the policy set forth in G.S. 143-48.

All participating entities required to use the services of the Department of Administration in the purchase of materials, supplies, and equipment shall report to the Department of Administration in March of 1988 and in March of 1989 on what percentage of their contract purchases were from businesses owned by minorities, disabled persons, and women, and what percentage of the contract bids for such purchases were from businesses owned by such persons. The Department of Administration shall provide the reports to the House and Senate Base Budget Appropriations Committees on General Government in April of 1989.

For the purpose of this section, whenever it is specified that a business must be owned by minorities, disabled persons, and women, it means such persons who are also either United States Citizens or United States Nationals."

Requested by: Representative Murphy

-----LOW LEVEL RADIOACTIVE WASTE MANAGEMENT

Sec. 39. Of the funds appropriated for the 1988-89 fiscal year and included in Section 4 of this act to the Department of Administration for the Low Level Radioactive Waste Management Authority, the sum of one hundred thousand three hundred eleven dollars (\$100,311) shall be transferred to the Department of Human Resources, Division of Facility Services, Radiation Protections Section, to perform its responsibilities relative to the siting, design, and licensing of a low level radioactive waste disposal facility.

Requested by: Representative Murphy, Senator Thomas

-----GOVERNOR'S WASTE MANAGEMENT BOARD FUNDS

Sec. 40. Of the funds appropriated for fiscal year 1988-89 to the Department of Administration for the Low-Level Radioactive Waste Management Authority, and included in Section 2 of this act, the sum of fifty thousand dollars (\$50,000) for fiscal year 1988-89 shall be transferred to the Department of Human Resources for the Governor's Waste Management Board, to develop a public education program on low level radioactive waste.

Requested by: Representatives Watkins and Bob Etheridge

-----ALLOCATION OF RAPE CRISIS CENTER FUNDS/MERGER WITH DOMESTIC VIOLENCE PROGRAMS

Sec. 41. The additional funds for Rape Crisis Centers in the amount of three hundred sixty-eight thousand dollars (\$368,000) appropriated for fiscal year 1988-89 and included in Section 3 of this act shall be distributed to the recipients in the same proportion as federal funding lost by those recipients. Since this is a one-time appropriation, in order to improve efficiency, those Rape Crisis Centers should where possible do what is necessary to merge their operations with Domestic Violence Centers in their area by June 30, 1989.

PART VII-----DEPARTMENT OF STATE AUDITOR

Requested by Representative Bob Etheridge and Senator Royall

-----AUDITOR'S HOTLINE

Sec. 42. The Department of State Auditor is authorized to use over-realized receipts, when they become available, in the amount of one hundred seventy-three thousand four hundred twenty-two dollars (\$173,422) for fiscal year 1988-89 in order that the Department may fund two hotline positions (one Assistant State Auditor Supervisor II and one Assistant State Auditor III) with full funding for all support items and two Assistant State Auditor III positions. This will allow continuation of the hotline program to encourage reporting of fraud, waste, and abuse in State government.

PART VIII-----DEPARTMENT OF CULTURAL RESOURCES

Requested by: Representative Murphy

-----LIBERTY CART OUTDOOR DRAMA FUNDS

Sec. 43. Of the funds appropriated to the Department of Cultural Resources for the 1988-89 fiscal year for Aid to Theatre and included in Section 3 of this act, the sum of thirty-five thousand dollars (\$35,000) shall be allocated to the Duplin Outdoor Drama Society, Inc., for fiscal year 1988-89 for production of the outdoor drama "The Liberty Cart: A Duplin Story." This allocation is for one year only.

Requested by: Senator Harrington

-----FIRST IN FREEDOM FUNDS

Sec. 44. G.S. 143-204.8(c) reads as rewritten:

"(c) For purposes of this section, an 'outdoor historical drama corporation or trust,' means only the following corporations or trusts presenting outdoor historical dramas:

Corporation or Trust
Cherokee Historical Association,
Incorporated
The Committee for an Outdoor
Drama at Bath, Incorporated
The Duplin Outdoor Drama Society,
Incorporated
Halifax County Historical Eastern
Association Stage, Inc.

Outdoor Historical Drama
'Unto These Hills'

'Blackbeard -- The
Knight of the Black Flag'
'The Liberty Cart: A
Duplin Story'
'First for Freedom'

The Moore County Historical Association, Incorporated
 The Outdoor Theatre Fund Charitable Trust
 'Revolution!', Incorporated
 Roanoke Island Historical Association, Incorporated
 Robeson Historical Drama, Incorporated
 Snow Camp Historical Drama Society, Incorporated
 Southern Appalachian Historical Association, Incorporated
 The Waxhaws Historical Festival and Drama Association

'The House in the Horseshoe'
 'From This Day Forward'
 'Revolution!'
 'The Lost Colony'
 'Strike at the Wind'
 'Sword of Peace'
 'Horn in the West'
 'Listen and Remember'

The above listing of dramas is for informational purposes only and shall not be construed to limit the eligibility of the specified outdoor historical drama corporation or trust to receive allotments under this section."

Requested by: Representative Nesbitt

-----USE OF LAND NEAR POLK YOUTH CENTER LIMITED

Sec. 46. Notwithstanding any other provision of law, the State land which lies beside the North Carolina Museum of Art and behind the Polk Youth Center, and which is bounded by the Raleigh Beltline on the east, Wade Avenue on the south, Blue Ridge Road on the west, and a northern boundary that is the extension of the current State land boundary beginning at the Raleigh Beltline and running generally westward to Blue Ridge Road between the Cross Country Transmission Line and the intersection of Myron Drive and Nancy Ann Drive, may not be used by the North Carolina Museum of Art for any purpose until the Museum's master plan for site development is presented to and specifically and expressly approved by the General Assembly, and by the Office of State Construction, Department of Administration in accordance with existing law.

Requested by: Representative Nesbitt

-----USE OF THOMAS WOLFE HISTORIC SITE FUNDS

Sec. 47. The Department of Cultural Resources may use funds available to it for the Thomas Wolfe Memorial State Historic Site for redesign of the building.

Requested by: Senator Plyler

-----ANDREW JACKSON MEMORIAL FUNDS

Sec. 47.1. Of the funds available to the Department of Cultural Resources, the Department shall use the sum of sixty thousand dollars (\$60,000) in fiscal year 1988-89 for operating staff and facilities maintenance of the Andrew Jackson Memorial in Union County.

PART IX-----OFFICE OF THE GOVERNOR

Requested by: Senator Rand

-----TRANSITION EXPENSES

Sec. 48. G.S. 147-31.1 reads as rewritten:

"§ 147-31.1. Office space and expenses for Governor-elect and Lieutenant Governor-elect; and other Council of State members-elect.--(a) The Department of Administration, upon request of the Governor-elect and Lieutenant Governor-elect, made after the general election for these respective offices, is empowered and directed to provide suitable office space and office staff for each such official for the period between the general election and inauguration.

The Department of Administration shall provide, for the fiscal years in which general election and inauguration of the Governor and Lieutenant Governor shall occur,

such sums, not in excess of ~~three thousand five hundred dollars (\$3,500)~~ eighty thousand dollars (\$80,000) for the Governor-elect, and not in excess of ~~one thousand five hundred dollars (\$1,500)~~ ten thousand dollars (\$10,000) for the Lieutenant Governor-elect, as may be necessary for the salary of the staffs and the payment of office expenses of each such official during such interim.

(b) The Department of Administration, upon request of any other member-elect of the Council of State who is not an incumbent in that office, shall provide for such persons suitable office space and office staff for each such official for the period between the general election and inauguration.

The Department of Administration shall provide, for the fiscal years in which general election and inauguration of such persons occurs, ten thousand dollars (\$10,000) for the salary of the staffs and the payment of office expenses of each such official during such interim. If there are more than two such persons, such services and payments shall be made from the Contingency and Emergency Fund upon approval of the Council of State."

Requested by: Senator Plyler

-----TRANSFER OSBM POSITION TO UNC

Sec. 49. The Director of the Budget may transfer a Statistical Assistant V position from the Office of State Budget and Management to the Need-Based Student Loan Program, State Education Assistance Authority, General Administration, University of North Carolina, as well as the funds for salary and fringe benefits for that position.

Requested by: Representative Watkins

-----EXPENDITURE OF FUNDS FOR REJECTED PURPOSE

Sec. 50. G.S. 143-16.3 reads as rewritten:

"§ 143-16.3. No expenditures for purposes for which the General Assembly has considered but not enacted an appropriation.-- No Notwithstanding any other provision of law, no funds from any source, except for gifts and grants, may be expended for any purpose for which the General Assembly has considered but not enacted an appropriation of funds for the current fiscal period. For the purpose of this section, the General Assembly has considered a purpose when that purpose is included in a bill or petition or when any committee of the Senate or the House of Representatives deliberates on that purpose."

PART X-----DEPARTMENT OF INSURANCE

Requested by: Representative Bob Etheridge

-----INSURANCE POSITIONS

Sec. 52. In the Department of Insurance, position #3904-0000-0000-235 (Administrative Officer I) is moved from fund "1220"-Company Services to fund "1500"-Special Services, and the funding for such position is also transferred.

Requested by: Representative Bob Etheridge

-----INSURANCE FUND MERGER

Sec. 53. In the Department of Insurance, fund numbers "1250"-Investigations and "1500"-Special Services are merged into a new fund number "1260"-Field Services. All positions and working funds are likewise moved to the merged fund.

Requested by: Representative Bob Etheridge

-----MOBILE HOME WARRANTY PROGRAM

Sec. 54. When receipts and federal funds are insufficient the Department of Insurance may use available funds during fiscal year 1988-89 to fund current positions in the Mobile Home Monitoring Program of the North Carolina Manufactured Housing Board. The Department may use such funds until federal funds and the fees collected pursuant to G.S. 143-143.11 produce sufficient revenues to fund the Program. In the event such fee revenues exceed the amount necessary to fund the program, the

Department and Board shall transfer such excess funds back to the Department, and the funds shall then revert.

PART XI----- DEPARTMENT OF REVENUE

Requested by: Senator Royall; Representative Watkins

-----FUNDS USED FOR LOCAL TAX REIMBURSEMENT

Sec. 55. Legislation enacted by the General Assembly requires that local government units in North Carolina be reimbursed out of collections from specific General Fund taxes for State-mandated reductions in the local tax base since 1981. The estimated amounts of the reimbursements are shown below:

<u>Reimbursement Category</u>	<u>Source of Reimbursement</u>	<u>Year of Legislation</u>	<u>1988-89 Amount</u>
Intangibles Tax on Money on Deposit (G.S. 105-213.1)	Personal Income Tax	1985	\$23,405,000
Intangibles Tax on Accounts Receivable (G.S. 105-213.1)	Personal Income Tax	1985	\$5,700,000
Property Tax on Manufacturing Inventories (G.S. 105-275.1)	Corporate Income Tax	1985 1987	\$103,900,000
Property Tax on Wholesale and Retail Inventories (G.S. 105-277A)	Sales and Use Tax	1985 1987	\$66,100,000
Property Tax Homestead Exemption Expansion (G.S. 105-277.1A)	Cigarette Tax	1981	\$7,800,000
Sales Tax Exemption for Food Stamp Purchases (G.S. 105-164.44C)	Sales and Use Tax	1985	<u>\$5,300,000</u>
TOTAL			<u>\$212,205,000</u>

The Fiscal Research Division shall, after consultation with the Department of State Auditor and the Office of State Controller, report to the 1989 General Assembly on possible alternative systems for accounting for these reimbursements.

Requested by: Representative Miller

-----STATE/LOCAL SPECIAL REVENUE FUNDS

Sec. 56. House Bill 2430, 1987 Session, if enacted, will enhance the ability of the Department of Revenue to collect State and local sales taxes due on sales by non-resident vendors to residents of this State. If House Bill 2430 is enacted, the Secretary of Revenue shall to the extent practicable identify the out-of-State retailers that, as a result of the legislation, will be required to collect State and local sales and use taxes on sales to residents of this State because they purposefully or systematically exploit the market provided by this State, as provided in proposed G.S. 105-164.8(b)(5), and would not otherwise be required to collect the taxes based on one of the conditions in proposed G.S. 105-164.8(b)(1) through (3). Because at this time it is impossible to estimate the amount of additional revenue that may be generated by enactment of House Bill 2430, sound budgetary practices dictate that the State and local sales taxes collected and remitted by these identified retailers should not be distributed or expended before the 1989-90 fiscal year. Therefore, notwithstanding any other provision of law, the Secretary of Revenue shall deposit the State sales and use taxes

collected and remitted by these identified retailers in a special fund to the credit of the State Treasurer, to be called the State Special Revenue Fund. It is the intent of the General Assembly that these State tax proceeds shall remain in the Special Fund until the General Assembly provides that they shall be deposited in the General Fund. In addition, notwithstanding any other provision of law, the Secretary of Revenue shall deposit the local sales and use taxes collected and remitted by these identified retailers in another special fund to the credit of the State Treasurer, to be called the Local Special Revenue Fund. It is the intent of the General Assembly that these local tax proceeds shall remain in the Special Fund until the General Assembly provides that they shall be distributed to local governments in accordance with Articles 39, 40, 41, and 42 of Chapter 105 of the General Statutes and in accordance with Chapter 1096 of the 1967 Session Laws.

Requested by: Representative Nesbitt

-----SALES-ASSESSMENT RATIO STUDIES/CLARIFICATION OF FUNDING

Sec. 57. Section 84(d) of Chapter 830 of the 1987 Session Laws reads as rewritten:

"(d) The enactment of the School Facilities Finance Act of 1987 has created the need for a statistical adjustment of the assessed value of taxable real property in each county in light of the staggered real property revaluation cycle. This adjustment is necessary for the allocation of the proceeds of the Critical School Facility Needs Fund. This need is in addition to the adjustments required by the 1985 legislation that equalized the property tax burden of public service companies.

For the purpose of determining net collections under G.S. 105-213 for the fiscal year ending June 30, 1987, the sum of seventy-two thousand three hundred forty-five dollars (\$72,345) shall be deducted, in addition to the amounts specified by the second paragraph of G.S. 105-213(a), to fund the cost to the Department of Revenue for the 1987-88 fiscal year of making the sales-assessment ratio studies required by G.S. 105-284 and G.S. 105-289. For the purpose of determining net collections under G.S. 105-213 for the fiscal year ending June 30, 1989, the sum of eighty-nine thousand eight hundred fourteen dollars (\$89,814) shall be deducted, in addition to the amounts specified by the second paragraph of G.S. 105-213(a), to fund the cost to the Department of Revenue for the 1988-89 fiscal year of making the sales-assessment ratio studies required by G.S. 105-284 and G.S. 105-289. Such deduction deductions shall be expended as follows:

PURPOSE	1987-88	1988-89
Property Valuation Specialists	\$46,828	\$ 66,293
Accounting Clerk	12,267	17,521
Additional Travel Expense	6,000	6,000
	-----	-----
Total Recurring	65,095	89,814
Furniture and Equipment	2,250	
Data Processing Equipment	5,000	

Total Nonrecurring	7,250	
Total Expenditures	\$72,345	\$ 89,814"

PART XIII-----DEPARTMENT OF COMMUNITY COLLEGES

Requested by: Senator Ward, Representative Watkins

-----COMMUNITY COLLEGE FUNDS TRANSFERS

Sec. 59. (a) Sections 210 and 220 of Chapter 738 of the 1987 Session Laws are repealed.

(b) The State Board of Community Colleges shall establish policies and procedures for the transferring of funds within each community college's budget that will

assure the General Assembly proper accountability for the use of such funds. It is the intent of the General Assembly that all community colleges achieve the goal of paying an average salary to curriculum instructors equal to or greater than the unit value established in the community college formula for curriculum instructors and that any transfers among line items in the budget allocation formula be minimized.

The State Board of Community Colleges shall make quarterly reports of all transfers approved in accordance with the State Board of Community Colleges' policies and procedures for transferring funds within each college's budget to the Joint Legislative Commission on Governmental Operations, the Chairmen of the House and Senate Base and Expansion Budget Committees, and to the Fiscal Research Division.

Requested by: Senator Ward, Representative Watkins

-----COMMUNITY COLLEGES PRESIDENTIAL SALARY STUDY

Sec. 60. The State Board of Community Colleges may revise the salary schedule for Community College Presidents from funds appropriated for the 1988-89 fiscal year to the Department of Community Colleges in keeping with the results of the consultant study on presidential salaries commissioned by the State Board of Community Colleges. However, no salary revision for the elimination of inequities among Community College Presidents' salaries may be made until the State Board of Community Colleges has received the recommendations of the consultant study on Community College Presidential Salaries and reported to the Joint Commission on Governmental Operations, the Chairmen of the House and Senate Base and Expansion Budget Committees and the Fiscal Research Division on any proposed modifications.

Requested by: Representative Watkins, Senator Ward

-----ALLOCATION OF COMMUNITY COLLEGE FUNDS

Sec. 61. (a) Sections 211 and 215 of Chapter 738 of the 1987 Session Laws are repealed.

(b) Funds appropriated to the Department of Community Colleges for the 1988-89 fiscal year for purposes of State aid shall be allocated in accordance with procedures established by the State Board of Community Colleges for distribution to local community colleges and for departmental support. These procedures shall be in accordance with the formula changes recommended to the General Assembly by the State Board of Community Colleges at its March 10, 1988, board meeting. These funds may also be used to expand existing programs or innovative programs.

It is the intent of the General Assembly that the State Board of Community Colleges ensure that proper community service programs remain available to senior citizens without charge.

Notwithstanding G.S. 150B-13, the State Board of Community Colleges may, until six months from the effective date of this act, adopt temporary rules for college formula allocations without prior notice or hearing or upon any abbreviated notice or hearing the State Board of Community Colleges finds practicable. The State Board of Community Colleges shall begin normal rule-making procedures on permanent rules in accordance with Article 2 of Chapter 150B at the same time it adopts a temporary rule as authorized under this section. Temporary rules adopted under this section shall be published by the Director of the Office of Administrative Hearings in the North Carolina Register and shall be effective for a period of not longer than 180 days.

Requested by: Senator Ward, Representative Watkins

-----COMMUNITY COLLEGE TRUSTEES TRAINING COURSE

Sec. 62. Section 216 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 216. The General Assembly urges the North Carolina Association of Community College Trustees to continue providing and to expand its training course for community college trustees and to offer the course on a regional basis. The General

Assembly also urges all community college trustees, especially those serving their first term, to complete the course.

The General Assembly requests the North Carolina Association of Community College Trustees to submit an annual report to the State Board of Community Colleges and to the ~~1987 Session of the General Assembly, 1988 Regular Session, 1989 General Assembly~~ on the training programs provided and the number of trustees participating."

Requested by: Senator Ward, Representative Watkins

-----LITERACY EDUCATION

Sec. 63. Section 217 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 217. Literacy education funds, as defined by the State Board of Community Colleges, shall not be expended for any other purpose.

The Department of Community Colleges shall establish measurements of progress for the literacy program and provide technical assistance to institutions for implementation of these measurements. Each institution shall develop and submit a plan to the Department of Community Colleges for approval to show how it will increase and retain a significant percentage of its targeted population in the literacy program. Each plan shall address recruitment, assessment, retention, and evaluation of student progress. An assessment and retention specialist may be funded from direct instructional funds to assure implementation of this plan.

The State Board of Community Colleges is authorized to reallocate literacy education funds among institutions when an institution determines that it will not be able to utilize its full allocation.

Literacy education programs shall be provided in proper, on-campus and off-campus educational settings, as defined by the State Board of Community Colleges, in order to ensure accessibility to those in need of these programs.

The State Board of Community Colleges shall report by ~~May 1, 1988, to the 1987 Session of the General Assembly, 1988 Regular Session, June 1, 1989, to the 1989 General Assembly,~~ on the progress made by each institution of the Community College system toward achieving significant enrollment increases and retention of students throughout the literacy education programs. The General Assembly encourages the Community College system at least to double the number of illiterate adults being served in literacy education programs."

Requested by: Senator Ward, Representative Watkins

-----CLASS REPORTING DATE FOR EXTENSION FTE

Sec. 64. (a) Section 218 of Chapter 738, 1987 Session Laws is repealed.

(b) Enrollments in literacy education and occupational extension courses within the Community College system shall be calculated for budget full-time equivalent (FTE) student purposes when one-half of the course has been completed. Only those students in attendance for at least one-half of the classes prior to the date of calculation shall be included in the calculation. Notwithstanding any other requirements under this section, literacy education and occupational extension courses may be reported for budget purposes on a contact hour basis.

Requested by: Senator Plyler

-----UNION COUNTY SATELLITE/LAND MATCH

Sec. 65. The funds appropriated to the Department of Community Colleges for the 1988-89 fiscal year for the Union County satellite of Anson and Stanly Community Colleges shall be allocated to Union County for the satellite facility. Land provided by Union County on a long-term lease basis shall satisfy the matching requirement for funds appropriated for the 1988-89 fiscal year for a Union County satellite of Anson and Stanly Community Colleges.

Requested by: Representative Nye

-----CAPE FEAR FUNDS/LAND MATCH

Sec. 66. Land provided by Pender County for the facility shall satisfy the matching requirement for funds appropriated for the 1985-86 fiscal year and the 1987-88 fiscal year for the Pender County Satellite of Cape Fear Community College.

Requested by: Representatives Bob Etheridge, Wicker

-----CENTRAL CAROLINA COMMUNITY RESOURCE CENTER

Sec. 67. The funds allocated to Central Carolina Community College in Section 19 of Chapter 795 of the 1987 Session Laws are reallocated to Lee County. These funds shall be used to build a Community Resource Center which will be operated by the college for the use of the county and the college. The county shall provide an additional two million dollars (\$2,000,000) for the construction of this facility.

Requested by: Representative Beall

-----HAYWOOD COMMUNITY COLLEGE/NO MATCH

Sec. 68. Funds appropriated for the 1988-89 fiscal year to the Department of Community Colleges for capital construction at Haywood Community College are not subject to any requirement that they be matched with non-State funds.

Requested by: Representative Locks

-----HOKE COUNTY SATELLITE

Sec. 70. The funds appropriated to the Department of Community Colleges for the 1988-89 fiscal year for the Hoke County satellite for Sandhills Community College shall be allocated to Hoke County for the satellite facility.

Requested by: Representative Nesbitt

-----MACON COUNTY SATELLITE FUNDS

Sec. 72. The funds appropriated to the Department of Community Colleges for the 1988-89 fiscal year for the Macon County satellite for Southwestern Community College shall be spent only for the regional fire training center.

Requested by: Representative Watkins

-----WATAUGA COUNTY SATELLITE

Sec. 73. The funds appropriated to the Department of Community Colleges for the 1988-89 fiscal year for the Watauga County satellite for Caldwell Community College and Technical Institute shall be allocated to Watauga County for the satellite facility.

Requested by Representative Watkins

-----ALLOCATION OF COMMUNITY COLLEGE FUNDS

Sec. 74. Section 19 of Chapter 795 of the 1987 Session Laws reads as rewritten:

"Sec. 19. Funds are appropriated to the Department of Community Colleges in Section 4 of this act in the sum of twenty-five million eight hundred eighty-eight thousand one hundred twenty-five dollars (\$25,888,125) for the 1987-88 fiscal year and the sum of ~~nineteen million four hundred sixty-one thousand two hundred sixty-six dollars (\$19,461,266)~~ twenty-nine million three hundred forty-six thousand seven hundred twenty-six dollars (\$29,346,726) for the 1988-89 fiscal year for capital improvements. These funds shall be allocated as follows:

Institution	Project	1987-88	1988-89
.01 Central Piedmont CC	High Technology Center	\$ 1,586,275	~~\$ 0~~ <u>\$1,000,000</u>

.02 TC of Alamance Building	Complete Class-room Lab	450,000	<u>400,000</u> <u>843,500</u>
.03 Mayland TC Renovations	LRC, Shop/	500,000	544,750
	<u>Emergency Water and Sewer Project.</u> <u>\$170,000 to be allocated from Water and Sewer Funds in Office of State Budget and Management</u>		
.04 Wayne CC	Vocational & Social Sciences Building <u>Classroom building</u>	1,000,000 <u>-</u>	1,000,000 <u>900,000</u>
.05 Pitt CC	Vocational Building	510,170	200,830
.06 Wake TC	Health Education Building	1,000,000	1,175,000
.07 Rowan TC	General Purpose Building-Cabarrus Co.	-	<u>500,000</u> <u>1,000,000</u>
.08 Sampson TC	Complete 2nd Floor Adult Education/ Student Center	251,250	-
.09 Sandhills CC	Complete Library/ Performing Arts and provide for increased costs of project <u>Hoke County Satellite</u>	400,000 <u>-</u>	- <u>100,000</u>
.10 Cape Fear TI	Satellite in Pender County	300,000	-
.11 Craven CC	Student Activity Center	300,000	<u>300,000</u> <u>1,050,000</u>
.12 Caldwell CC & TI	Technical Skills Building <u>Watauga County Satellite</u>	750,000 <u>-</u>	<u>740,000</u> <u>640,000</u> <u>100,000</u>
.13 Vance-Granville CC	Small Business Ctr. Granville Satellite Repay loan	250,000 300,000 <u>-</u>	500,000 - <u>350,000</u>

.14	Randolph TC	Planning Money	200,000	700,000
.15	Nash TC	Student Center/ Library	-	500,000
.16	Blue Ridge TC	Library/Student Center	-	588,000
		<u>Transylvania Satellite</u>	<u>-</u>	<u>75,000</u>
.17	Cleveland TC	Student Activities Center	1,300,000	1,300,000
.18	Wilkes CC	Skills Center & Power Mechanics <u>Renovations</u>	700,000	<u>700,000</u>
.19	Halifax CC	Student Development Ctr. Completion	-	400,000
.20	Forsyth TC	Vocational Education Building	850,000	-
.21	Isothermal CC	Funds to complete project currently under construction	200,000	-
		Polk County Satellite	250,000	-
		<u>Land Purchase</u>	<u>-</u>	<u>121,000</u>
.22	Rockingham CC	Laboratory/Class- room Building	-	757,826
.23	Edgecombe TC	LRC/Classroom- Tarboro	-	600,000
		<u>Complete Library/ Classroom Building</u>	-	<u>330,000</u>
.24	Tri-County CC	Classroom/Lab Building Phase II and for needed sewer line	700,000	500,000
		<u>Complete Classroom. Office Shop Addition</u>	<u>-</u>	<u>316,000</u>
.25	Mitchell CC	Renov. for Continuing Education Center	500,000	-
.26	Martin CC	Equine Training Center	900,440	-
.27	Bladen TC	High Tech. Bldg.	150,000	-
.28	Western Piedmont CC	Complete Learning Resource Center facilities	750,000	-

.29	Roanoke- Chowan CC	Complete & equip. Indust. Tech./ Small Business Center	-	1,000,000
.30	Asheville- Buncombe TC	Voc. Additions & Renovations	1,500,000	1,500,000
		<u>Library Planning</u>	-	<u>150,000</u>
		Madison Satellite	400,000	-
.31	Carteret TC	Renovate recently acquired bldg.	347,975	-
.32	Central Carolina TC	Student Activity/ Performing Arts Center	-	1,000,000
	Harnett Satellite	Equip. Laser- Electro Optics Building	479,000	828,520
		<u>Additional Funds for Satellite</u>	-	<u>50,000</u>
.33	Coastal Carolina CC	Business Technology Building	500,000	500,000
.34	College of the Albemarle	Complete current project and repay Rockingham CC	500,000	500,000
.35	Haywood TC	Regional Education Services Center	1,487,300	1,487,300
		<u>Student Activities Building Completion</u>	-	<u>750,000</u>
.36	James Sprunt TC	Renovations & complete Student Center	200,000	-
.37	Johnston TC	Increased costs for current project	500,000	-
		<u>Renovate Library</u>	-	<u>100,000</u>
.38	Gaston College	Planning Funds	442,000	-
.38(1)	Funds appropriated herein for Gaston College shall be used for the purchase of equipment for the Lincoln School of Technology			

.39 Fayetteville TI	Equipping a center for business and industry and a center for applied technology	1,000,000	1,000,000
.40 Lenoir CC	Aviation Facility & Classroom Bldg. Greene County Satellite	- 50,000	939,000 -
.41 Durham TC	Satellite in northern Durham County	500,000	-
.42 Richmond TC	Scotland County Satellite Repay Rockingham CC	184,500 80,000	- -
.43 Robeson TC	Complete current project	187,715	-
.44 Sandhills CC	Increased costs for Library/Music/Audiovisual Bldg.	136,500	-
.45 Piedmont Tech.	Repay Rockingham CC	350,000	-
	<u>Adult Learning Center - Planning</u>	-	<u>100,000</u>
Caswell Satellite	Start-up funds	50,000	-
.46 Stanly TC	Planning/Learning Resource Center	250,000	-
.47 Montgomery TC	Planning/Specialty Lab Building	100,000	-
.48 Anson TC	Water and Sewer Line	1,500,000	-
.49 Southwestern TC	Equipping Regional Allied Health Center <u>Macon County Satellite - Regional Fire Training Center</u>	945,000 -	- <u>350,000</u>
	Macon County Satellite	100,000	-
.50 Anson/Stany TC	<u>Union County Satellite</u>	-	<u>1,000,000</u>
.51 Guilford TC	<u>Aviation/Transportation Building</u>	-	<u>1,700,000</u>
.52 Davidson CC	<u>Emergency Water and Sewer Project - \$450,000 to be allocated from Water and Sewer Funds in Office of State Budget and Management</u>		

<u>.53 Vocational</u>	<u>Safety, Energy and</u>
<u>Textile School</u>	<u>Handicap Code</u>
	<u>Requirements (\$684,300)</u>
	<u>to be allocated from</u>
	<u>repairs and renovations</u>
	<u>reserve in Office of</u>
	<u>State Budget and</u>
	<u>Management.</u>

<u>.54 Beaufort CC</u>	<u>Planning/Classroom</u>	
	<u>Building</u>	<u>100.000</u>

The institutions may use the funds allocated to them by this section for other capital purposes if they deem it appropriate to do so."

PART XIV-----DEPARTMENT OF PUBLIC EDUCATION

Requested by: Representative Barnes

-----STUDENT ASSESSMENT/GRADES 1 AND 2

Sec. 77. (a) G.S. 115C-174.11(a) reads as rewritten:

"(a) Annual Testing Program. In order to assess the effectiveness of the educational process, and to ensure that each pupil receives the maximum educational benefit from the educational process, the State Board of Education shall implement an annual statewide testing program in basic subjects. It is the purpose of this testing program to help local school systems and teachers identify and correct student needs in basic skills rather than to provide a tool for comparison of individual students or to evaluate teacher performance. The annual testing program shall be conducted each school year for the third, sixth and eighth grades. Students in these grade levels who are enrolled in special education programs or who have been officially designated as eligible for participation in such programs may be excluded from the testing program if special testing procedures are required for testing such students. The State Board of Education shall select annually the type or types of tests to be used in the testing program.

The State Board of Education shall also adopt and provide to the local school administrative units developmentally appropriate individualized assessment instruments consistent with the Basic Education Program for the first and second grades, rather than standardized tests. Local school administrative units may use these assessment instruments provided to them by the State Board for first and second grade students, and shall not use standardized tests. The State Board of Education shall report to the Joint Legislative Commission on Governmental Operations prior to May 1, 1988, and to the Senate and House Appropriations Committees on Education prior to March 1, 1989, on the assessment instruments it develops."

(b) Funds in the amount of one hundred fifty-two thousand dollars (\$152,000) appropriated to the Department of Public Education for the 1988-89 fiscal year are transferred from Fund 1500 (Research and Educational Media) to Fund 1600 (Instructional Services). These funds shall be used for developmentally appropriate individualized assessment instruments for the first and second grade instead of for standardized testing for the first and second grade.

Requested by: Representatives Watkins, Bob Etheridge

-----SUMMER SCHOOL/TWELFTH GRADE

Sec. 78. Funds appropriated to the Department of Public Education for the 1987-88 fiscal year and for the 1988-89 fiscal year to provide remedial summer school programs may be used by local boards of education in the summer of 1988 to provide summer school to students in the twelfth grade as well as to students in grades one through eleven. Funds appropriated for this purpose for the 1988-89 fiscal year shall be used by local boards of education in the summer of 1989 to provide remedial summer schools for students in grades one through twelve.

Local boards of education may also use funds appropriated for the 1987-88 fiscal year and for the 1988-89 fiscal year for remedial summer school programs to provide a summer course to students to help them prepare for the Scholastic Aptitude Test.

Requested by: Representatives Watkins, Bob Etheridge, Senator Ward

-----STAFF DEVELOPMENT

Sec. 79. (a) Section 203 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 203. (a) Funds appropriated in Section 2 of this act to the Department of Public Education for the 1987-88 fiscal year to provide funds to local school administrative units for staff development at the local level shall remain available for expenditure until September 1, 30, 1988.

(b) Funds appropriated ~~in Section 2 of this act~~ to the Department of Public Education for the 1988-89 fiscal year and subsequent fiscal years to provide funds to local school administrative units for staff development at the local level shall become available for expenditure on ~~September 1~~ July 1 of ~~that~~ each fiscal year and shall remain available for expenditure until ~~August 31~~ September 30 of the next fiscal year."

(b) Of the funds appropriated to the Department of Public Education for staff development at the local level, the State Board of Education shall allocate two hundred eighty thousand dollars (\$280,000) for staff development of school food service personnel.

Requested by: Representatives Watkins, Bob Etheridge, Senator Ward

-----TEXTBOOK SERVICES/ACCOUNTING SUPPORT

Sec. 80. Section 175 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 175. The Department of Public Education may use funds appropriated to it for the 1987-88 fiscal year and the 1988-89 fiscal year for the Textbook Fund to provide for a managing accountant III to ensure proper ordering, distributing, inventorying, and accounting for the business operation of the Textbook Services Area."

Requested by: Representatives Watkins, Bob Etheridge, Senator Ward

-----SCHOOL CUSTODIAN TRAINING PROGRAM

Sec. 81. Section 1 of Chapter 794 of the 1987 Session Laws reads as rewritten:

"Section 1. The Department of Public Education may use up to one-fourth of one percent (.25%) of the funds appropriated to it for school custodians for the 1987-88 fiscal year ~~in Chapter 738, Session Laws of 1987~~ and for the 1988-89 fiscal year to employ personnel to establish and conduct a training program for custodians. This training program shall be performed on a local or regional basis."

Requested by: Representatives Watkins, Bob Etheridge, Senator Ward

-----FLEXIBILITY IN THE USE OF SCHOOL FUNDS/STUDY

Sec. 83. The Joint Legislative Commission on Governmental Operations shall study the feasibility of allowing local school administrative units more flexibility in the use of State-allotted funds for the operation of the public schools. The Commission shall make its recommendations, if any, to the 1989 General Assembly.

Requested by: Representatives Watkins, Bob Etheridge

-----TEACHER CERTIFICATION STAFF

Sec. 84. The Controller of the State Board of Education shall transfer, at the request of the Department of Public Instruction, personnel positions and personnel support within the Department of Public Instruction sufficient to satisfy the emergency and backlog existing in the teacher certification process.

Requested by: Representative Bob Etheridge, Senator Ward

-----TEACHERS WITH MASTERS DEGREES/SALARY INCREASE

Sec. 85. (a) Proviso (1) of Section 19.1(d) of Chapter 1137 of the 1979 Session Laws (Second Session 1980), as rewritten by Chapter 1053 of the 1981 Session Laws, Section 46 of Chapter 757 of the 1985 Session Laws, Section 57 of Chapter 1014 of the 1985 Session Laws (Regular Session 1986), and Section 26 of Chapter 876 of the 1987 Session Laws reads as rewritten:

"(1) in the case of a teacher who was awarded a higher teaching certificate ~~from after September 1, 1980, through June 30, 1987,~~ as a result of a receipt of a masters degree, such person shall be entitled to credit for all teaching experience earned previously, recognizable under State Board of Education regulations, in determining placement on the salary schedule;"

(b) The Department of Public Education shall use funds appropriated to it for the 1988-89 fiscal year to implement subsection (a) of this section.

Requested by: Representative Bob Etheridge

-----SCHOOL FINANCE PILOT PROJECT CONTINUED

Sec. 86. The State Board of Education shall continue the School Finance Pilot Project, established by the Board pursuant to Section 86, Chapter 761 of the 1983 Session Laws, and continued by Chapter 646 of the 1985 Session Laws, through the 1988-89 fiscal year. Each participating pilot project shall submit to the State Board of Education prior to the September 1988 meeting (i) a statement of measurable goals it intends to accomplish with the budget flexibility, and (ii) a statement of what budget flexibility it requests and how the requested flexibility would change its budget. The participating pilot projects may not deviate from the proposals authorized for them by the State Board at its September meeting. The State Board shall report to the Joint Legislative Commission on Governmental Operations on the September reports of the participating pilot projects and on the budget flexibility the State Board of Education authorized for each participating pilot project for the 1988-89 fiscal year.

The participating pilot projects shall report to the State Board of Education at its March 1989 meeting on how the budget flexibility authorized for them increased educational opportunities and educational achievement for their students. The State Board of Education shall report these results to the General Assembly in March 1989.

Requested by: Representative Bob Etheridge, Senator Ward

-----USE OF FUNDS FOR TEACHERS

Sec. 87. Section 209(b) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(b) When a school has too few students to provide a teacher to offer a class in a curricular offering in accordance with the Basic Education Program, the local board of education may, with the approval of the State Board of Education, use the funds allocated to it for expanded curricular offerings to otherwise provide the curricular offering at that school, as called for in the Basic Education Program. The State Board of Education shall monitor and report concerning the alternative use of these funds by February 1 to the President of the Senate, the Speaker of the House of Representatives, the Joint Legislative Commission on Governmental Operations, and the Fiscal Research Division.

This subsection applies only to the 1987-88 fiscal year and the 1988-89 fiscal year."

Requested by: Representative Bob Etheridge

-----ROBESON SCHOOL TRANSITION FUNDS

Sec. 88. The Department of Public Education shall, upon the request of the Interim Board of Education for the Public Schools of Robeson County, allot to the Interim Board up to two hundred thousand dollars (\$200,000) for the 1988-89 fiscal

year. The Interim Board shall use these funds to prepare for and implement the merger mandated in Chapter 605 of the 1987 Session Laws and to otherwise carry out its responsibilities under that act, and the Interim Board may contract for professional, clerical, and other assistance in accomplishing same.

The amount allotted to the Interim Board for the 1988-89 fiscal year shall be deducted from the amount the Interim Board would have received during the 1989-91 fiscal biennium for central office personnel to maintain for two years after the merger the pre-merger allotment of central office personnel.

Requested by: Senator Ward

-----CLASS SIZE

Sec. 89. (a) G.S. 115C-301 is rewritten to read:

"§ 115C-301. Allocation of teachers; class size.--(a) Request for Funds. The State Board of Education, based upon the reports of local boards of education and such other information as the State Board may require from local boards, shall determine for each local school administrative unit the number of teachers and other instructional personnel to be included in the State budget request.

(b) Allocation of Positions. The State Board of Education is authorized to adopt rules to allot instructional personnel and teachers, within funds appropriated.

(c) Maximum Class Size. The average class size for each grade span in a local school administrative unit shall at no time exceed the funded allotment ratio of teachers to students. At the end of the second school month and for the remainder of the school year, the size of an individual class shall not exceed the allotment ratio by more than three students. At no time may the General Assembly appropriate funds for higher unit-wide class averages than those for which State funds were provided during the 1984-85 school year.

(d) Maximum Teaching Load. Students shall be assigned to classes so that from the 15th day of the school year through the end of the school year the number of students for whom teachers in grades 7 through 12 are assigned teaching responsibilities during the course of the day is no more than 150 students, except as provided in subsection (g) of this section.

(e) Alternative Maximum Class Sizes. The State Board of Education, in its discretion, may set higher maximum class sizes and daily teaching loads for classes in music, physical education, and other similar subjects, so long as the effectiveness of the instructional programs in those areas is not thereby impaired.

(f) Second Month Reports. At the end of the second month of each school year, each local board of education, through the superintendent, shall file a report for each school within the school unit with the State Board of Education. The report shall be filed in a format prescribed by the Controller of the State Board of Education and shall include the organization for each school, the duties of each teacher, the size of each class, the teaching load of each teacher, and such other information as the State Board or Controller may require. As of February 1 each year, local boards of education, through the superintendent, shall report all exceptions to individual class size and daily teaching load maximums that occur at that time.

(g) Waivers and Allotment Adjustments. Local boards of education shall report exceptions to the State Board of Education as provided in G.S. 115C-47(10), and shall request allotment adjustments or waivers from the standards set out above. Within 45 days of receipt of reports, the State Board of Education, within funds available, may allot additional positions or grant waivers for the excess class size or daily load:

- (1) If the exception resulted from (i) exceptional circumstances, emergencies, or acts of God, (ii) large changes in student population, (iii) organizational problems caused by remote geographic location, or (iv) classes organized for a solitary curricular area, and
- (2) If the local board cannot organizationally correct the exception.

All allotment adjustments and waivers submitted under this provision shall be reported to the Director of the Budget and to the General Assembly by May 15 of each year.

(h) State Board Rules. The State Board of Education shall adopt rules necessary for the implementation of class size and teaching load provisions.

(i) Penalty for Noncompliance. If the State Board of Education determines that a local superintendent has willfully failed to comply with the requirements of this section, no State funds shall be allocated to pay the superintendent's salary for the period of time the superintendent is in noncompliance."

(b) G.S. 115C-47(10) is rewritten to read:

"(10) To Assure Appropriate Class Size. It shall be the responsibility of local boards of education to assure that the class size and teaching load requirements set forth in G.S. 115C-301 are met. Any teacher who believes that the requirements of G.S. 115C-301 have not been met shall make a report to the principal and superintendent, and the superintendent shall immediately determine whether the requirements have in fact not been met. If the superintendent determines the requirements have not been met, he shall make a report to the next local board of education meeting. The local board of education shall take action to meet the requirements of the statute. If the local board cannot organizationally correct the exception and if any of the conditions set out in G.S. 115C-301(g)(1) exist, it shall immediately apply to the State Board of Education for additional personnel or a waiver of the class size requirements, as provided in G.S. 115C-301(g).

Upon notification from the State Board of Education that the reported exception does not qualify for an allotment adjustment or a waiver under provisions of G.S. 115C-301, the local board, within 30 days, shall take action necessary to correct the exception.

At the end of the second month of each school year, the local board of education, through the superintendent, shall file a report with the State Board of Education, in a format prescribed by the Controller of the State Board of Education, describing the organization of each school, the duties of each teacher, the size of each class, and the teaching load of each teacher. As of February 1 each year, local boards of education, through the superintendent, shall report all exceptions to individual class size and daily teaching load maximums that exist at that time.

In addition to assuring that the requirements of G.S. 115C-301 are met, each local board of education shall also have the duty to provide an adequate number of classrooms to meet the requirements of that statute."

(c) G.S. 115C-276(k) is rewritten to read:

"(k) To Submit Organization Reports and Other Information to the State Board. Each year the superintendent of each local school administrative unit shall submit to the State Board of Education statistical reports, certified by the chairman of the board of education, showing the organization of the schools in his unit and any additional information the State Board may require. At the end of the second month of school each year, local boards of education, through the superintendent, shall report school organization, employees' duties, class sizes, and teaching loads to the State Board of Education as provided in G.S. 115C-47(10). As of February 1 each year, local boards of education, through the superintendent, shall report all exceptions to individual class size and daily teaching load maximums that occur at that time."

(d) G.S. 115C-82 is repealed.

Requested by: Representative Watkins

-----PROGRAMS FOR ACADEMICALLY GIFTED

Sec. 90. The Department of Public Education shall use the sum of three million dollars (\$3,000,000) of the funds available to it for the 1988-89 fiscal year for programs for academically gifted students.

The State Board of Education shall study the effectiveness of all programs for academically gifted students. As part of this study, it shall consider the effectiveness

of enrichment programs as opposed to academic acceleration and academically advanced courses.

The State Board of Education shall also reassess its guidelines for admission into programs for academically gifted students.

The State Board of Education shall report to the Joint Legislative Commission on Governmental Operations on a quarterly basis on its progress in carrying out the provisions of this section.

Requested by: Senator William Martin

-----DROPOUT PREVENTION/IN-SCHOOL SUSPENSION

Sec. 91. Of the funds appropriated to the Department of Public Education for the 1988-89 fiscal year for the Dropout Prevention/In-School Suspension Program, the sum of one hundred fifty thousand dollars (\$150,000) may be used to fund eight pilot public/private educational compacts to bring together on an ongoing basis representatives from public education, community colleges, higher education, and business and industry leaders to determine how to improve attendance, prevent dropping out of school, increase academic performance, and increase participation in higher education and the workforce by at-risk students. The funds may also be used to fund eight parental involvement pilot programs, and to provide for operating costs, workshops, and committee meetings for the State Department of Public Instruction's dropout prevention staff.

The State Board of Education may adopt rules governing the use of these funds.

Requested by: Representative Watkins

-----SCHOOL OFFICE SUPPORT PERSONNEL

Sec. 92. (a) Effective July 1, 1989, no full-time public school employees in office support personnel positions paid in whole or in part from State funds may be paid less than one thousand eighty-four dollars (\$1,084) per month. The average salary for such employees shall be one thousand one hundred sixty-seven dollars (\$1,167) per month. Less than full-time employees shall receive no less than a pro rata amount of the minimum salary for full-time employees. For the purpose of this section, full-time employees shall be designated as those who are employed 40 hours a week.

The State Board of Education shall estimate the additional cost, if any, of implementing this subsection and shall request any additional funds that may be required in its 1989-91 budget request to the General Assembly.

(b) The State Board of Education shall recommend a new salary schedule for such employees to the 1989 General Assembly, prior to March 1, 1989.

Requested by: Representative Watkins, Senator Royall

-----UNIFORM EDUCATION REPORTING SYSTEM FUNDS

Sec. 93. Of the funds appropriated to the Department of Public Education for the 1988-89 fiscal year, the sum of six million eight hundred seventy thousand dollars (\$6,870,000) shall be used to complete the implementation of the Uniform Education Reporting System by September 1, 1989. These funds shall be used by the State Board of Education to purchase financial management information systems services, equipment, software, and data communications capabilities that meet all of the standards of the Uniform Education Reporting System.

The State Board shall report quarterly to the Joint Legislative Commission on Governmental Operations on the progress made in implementing the Uniform Education Reporting System. The reports shall constitute a full management and status report on the Uniform Education Reporting System project.

Requested by: Representative Bob Etheridge

-----SCHOOL TRANSPORTATION STUDY

Sec. 94. The Controller of the State Board of Education may use up to fifty thousand dollars (\$50,000) of public school transportation funds to conduct an

operational study to examine the effective and efficient use of funds appropriated by the General Assembly in support of the school transportation system.

The Controller shall report the results of the study to the Education Subcommittee of the Joint Legislative Commission on Governmental Operations by February 1, 1989.

Requested by: Representative Watkins

-----FUNDING OF SCHOOL FACILITIES/STUDIES

Sec. 95. The Joint Legislative Commission on Governmental Operations shall: (i) study the feasibility of the State building and maintaining all public school facilities; and (ii) perform an inventory and survey of abandoned school buildings to determine the feasibility of using the buildings to meet other community needs. The Commission shall report its recommendations to the 1989 General Assembly as soon as it has completed its study.

Requested by: Representative Holt

-----PHYSICAL EDUCATION TEACHER CERTIFICATION

Sec. 96. G.S. 115C-296(a) reads as rewritten:

"(a) The State Board of Education shall have entire control of certifying all applicants for teaching positions in all public elementary and high schools of North Carolina; and it shall prescribe the rules and regulations for the renewal and extension of all certificates and shall determine and fix the salary for each grade and type of certificate which it authorizes: Provided, that the State Board of Education shall require each applicant for an initial certificate or graduate certificate to demonstrate his academic and professional preparation by achieving a prescribed minimum score at least equivalent to that required by the Board on November 30, 1972, on a standard examination appropriate and adequate for that purpose: Provided, further, that in the event the Board shall specify the National Teachers Examination for this purpose, the required minimum score shall not be lower than that which the Board required on November 30, 1972: Provided, further, that the State Board of Education shall not decrease the certification standards for physical education teachers or health education teachers below the standards in effect on June 1, 1988."

Requested by: Representative Nesbitt

-----SUPERINTENDENTS SALARY/101 RULE CLARIFIED

Sec. 97. Section 19.1(g) of Chapter 1137 of the 1979 Session Laws (Second Session 1980) reads as rewritten:

"(g) Superintendents in each local school unit shall receive in State salary at least one percent (1%) more than the highest paid principal receives in State salary in that local school unit. The amount the superintendent receives in State salary under this section may not be decreased during a school year."

Requested by: Senator Plyler, Representative Watkins

-----EMERGENCY FUNDS/PUBLIC SCHOOLS

Sec. 97.1. (a) To the extent that funds are available, the Department of Public Education shall allocate to the Johnston County Board of Education up to three hundred thousand dollars (\$300,000) of the overcollections from the School Facilities Finance Act of 1987 to provide mobile classroom units for students displaced by a fire that destroyed Four Oaks School in Johnston County.

Notwithstanding any other provision of law, the Johnston County Board of Education may negotiate for the purchase of mobile classroom units to meet this emergency situation.

(b) When the Johnston County Board of Education no longer needs these mobile classroom units, Johnston County shall transfer title to the units to the State of North Carolina. The State Board of Education shall assign these mobile classroom units to other schools as it deems appropriate.

Requested by: Senator Plyler, Representative Watkins and Bob Etheridge

-----SCHOOL FACILITY STANDARDS

Sec. 97.2. Whereas, it is considered to be in the best interests of all citizens of North Carolina that minimum school facility standards be adopted for the construction and renovation of school facilities in North Carolina, the North Carolina General Assembly, having passed, since 1985, numerous new educational initiatives and having begun to assist directly the counties in providing for these needs as a result of the initiatives, and whereas the legal duty and authority to develop minimum standards has been placed on the State Board of Education and whereas they have adopted minimum standards, and whereas the county commissioners of North Carolina, whose responsibility and legal authority to provide funds for the construction and renovation of school facilities in North Carolina other than the assistance rendered by the State, and the local school boards whose responsibility it is to construct, renovate and maintain local school facilities, desire to consult with the State Board in a review of the standards adopted, it is therefore requested that the State Board review the adopted school facility standards and consult with the appropriate groups in regard to the minimum standards adopted to the end that all appropriate groups have sufficient opportunity to consult with the Board on the minimum standards adopted. And in the event the Board feels that any revisions would better serve the State of North Carolina that action can be taken by the State Board of Education. It is requested that this procedure be completed by December 15, 1988. Additionally, the State Board of Education has publicly agreed to be lenient in its consideration of requests for deviations from the minimum standards until the proper groups have had the opportunity to consult with the Board.

Requested by: Senator Ward

-----BEFORE/AFTER SCHOOL PROGRAMS

Section 97.3. Of the funds appropriated to the Department of Public Education for the 1988-89 fiscal year the sum of four million two hundred thousand dollars (\$4,200,000) shall be used to establish a program of incentive grants of thirty thousand dollars (\$30,000) each for local school administrative units to provide before and after school care for school age children. Of these funds, the sum of two million one hundred thousand dollars (\$2,100,000) shall be used for programs in grades kindergarten through five and two million one hundred thousand dollars (\$2,100,000) shall be used for programs in grades six through nine. Local programs shall be designed to become self-supporting through parent fees, grants, and community resources.

Local boards of education shall apply for the funds before October 1, 1988, on forms provided by the Superintendent of Public Instruction. The Division of School Community Relations of the Department of Public Instruction shall receive applications and shall provide technical assistance and training to local boards of education applying for or receiving these funds.

Local boards of education may operate the program or may contract with non-profit organizations and other governmental entities for the operation of a program. Local units may use these funds to expand existing programs or start new programs.

Funds received for before and after school care under this program shall remain available until June 30, 1991. Funds received for a program for grades kindergarten through five may be used for a program for grades six through nine and funds received for a program for grades six through nine may be used for a program for grades kindergarten through five so long as the intent of the grant application is met.

The programs shall charge fees to parents. Fees shall be affordable and consideration given to parents' ability to pay.

The State Board of Education shall encourage local boards of education to seek other available community resources, such as Social Services Block Grant funds or State funds for day care, to pay for their programs.

The Department of Public Instruction shall report to the General Assembly in March of 1989 on the progress of local school administrative units in implementing local programs.

Requested by: Senator Rand

-----PROJECT TEACH FUNDS

Sec. 97.4. Of the funds appropriated to the Department of Public Education for the 1988-89 fiscal year, the sum of seventy-three thousand dollars (\$73,000) may be used to:

- (1) Maintain the Project Teach Initiative in the Robeson, Pitt, Cumberland, Warren, Halifax, and Northampton County Schools and the Durham and Greensboro City Schools;
- (2) In at least two of those counties, to expand the project to focus on parents of students in the seventh grade so as to involve parents in the coaching and support of promising minority young people; and
- (3) To expand Project Teach into at least two additional local school administrative units.

The Department of Public Instruction shall administer the project and may not contract with any public or private entity other than local school administrative units for administration of the project.

PART XV-----UNIVERSITY OF NORTH CAROLINA

Requested by: Senators Barker, Guy

-----SCALLOP RESEEDING/AQUACULTURE

Sec. 98. (a) It is the policy and goal of the State:

- (1) To develop the ability in North Carolina to reseed bay scallops as a contingency for replenishing scallops after natural disasters such as the red tide and hurricanes, or other disasters such as spills of toxic materials; and
- (2) To demonstrate the feasibility of commercial bay scallop aquaculture.

(b) The University of North Carolina Sea Grant College Program shall develop and implement a two year program to test the feasibility of replenishing bay scallop populations through reseeding and of initiating bay scallop aquaculture. The University of North Carolina shall make an interim report on the results of this program to the 1989 General Assembly and shall make a final report to the 1989 General Assembly, Regular Session 1990.

(c) The Board of Governors of The University of North Carolina shall allocate forty-five thousand dollars (\$45,000) of the funds appropriated to it for the 1988-89 fiscal year to The University of North Carolina Sea Grant College Program at North Carolina State University to implement the program established by this section.

Requested by: Representative Ed Warren

-----ECU MED SCHOOL MEDICARE-MEDICAID REIMBURSEMENT

Sec. 99. Section 231(b) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(b) This section shall remain effective until ~~June 30, 1988~~ June 30, 1989."

Requested by: Representative Nesbitt, Senator Ward

-----SHIFT PREMIUM PAY/NURSING SALARIES

Sec. 100. (a) Section 9 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 9. Shift premium pay shall be paid to all State employees in non-medically related positions through salary grade 69 and to all State employees in medically related positions through salary grade ~~73-75~~, subject to the provisions of this section. Shift premium pay for employees in medically related positions shall be limited to ~~ten percent (10%) a maximum of twenty percent (20%) of salary or one dollar (\$1.00) per hour, whichever is greater. The State Personnel Commission shall set the higher~~

~~shift premium pay for employees in medically related positions only after finding that the higher pay is necessary to meet existing competition from private employers, for weekday nights and to a maximum of thirty percent (30%) of salary for weekend nights.~~

The State Personnel Commission may not adopt a shift premium pay schedule higher than those stated in this section unless the higher schedule is first approved by the General Assembly and funds are appropriated to implement the higher pay. The Commission may, however, request authorization to pay shift premium pay to employees in grades above those stated in this section when the Commission determines that there is a critical shortage of employees in a position because of competition from private employers who pay shift premium pay for that type work. Such a request shall be made to the General Assembly if it is in session; otherwise, the request shall be approved by the Director of the Budget with the advice of the Advisory Budget Commission.

The State Personnel Commission shall strictly enforce its regulation requiring that employees who receive shift premium pay be regularly assigned to night or shift work. In enforcing the regulation the Commission shall strictly construe 'regularly' so that shift premium pay shall not be paid to employees temporarily placed on a shift receiving such pay."

(b) Funds in the amount of three million five hundred thousand dollars (\$3,500,000) appropriated for the 1988-89 fiscal year and included in Section 2 of this act for a Reserve for Salary Adjustments may be used for a salary range revision for nurses and licensed practical nurses, for additional requirements for shift premium pay for nurses, to fund permanent weekend, evening, and night pay plans for nurses, and to adjust nurses' salaries to address internal inequities and job performance. These funds may only be used with the approval of the Office of State Budget and Management.

Requested by: Representative Watkins

-----UNIVERSITY FUND TRANSFER FOR CERTAIN PROGRAM AREAS

Sec. 101. From the 1988-89 base budget appropriations to the 16 constituent institutions of The University of North Carolina, the Board of Governors may transfer appropriations among the constituent institutions in the amount of five million five hundred thousand dollars (\$5,500,000) in the utilities budgets to fund urgent University-wide needs in the program areas of computing, medical education, inter-institutional programs, basic program support, and physical plant operations and repairs.

Requested by: Representative Ed Warren

-----ECU BUDGET CODE DIVISION

Sec. 102. The one hundred million nine hundred three thousand six hundred forty-one dollars (\$100,903,641) appropriated for the 1988-89 fiscal year and included in Section 2 of this act, for current operations to East Carolina University shall be divided into two budget operating codes as follows:

East Carolina University

- | | |
|---------------------|--------------|
| a. Academic Affairs | \$58,785,253 |
| b. Health Affairs | \$42,118,388 |

The "Health Affairs" operating budget code includes the School of Medicine and related operations.

Requested by: Senator Royall

-----AUTISTIC ADULTS FUNDS

Sec. 103. Section 24 of Chapter 795 of the 1987 Session Laws reads as rewritten:

"Sec. 24. Of the funds appropriated in Section 4 of this act to the Board of Governors of The University of North Carolina for Division TEACCH of the School of Medicine at The University of North Carolina at Chapel Hill for the 1987-88 fiscal

year the sum of six hundred thirty-eight thousand dollars (\$638,000) shall be used for purchasing and improving property for a special living and training center for adult persons with autism who have aged beyond public school services; provided that such funds shall be expended only upon certification by the Office of State Budget and Management that appropriate provisions for transfer of title to the property have been made. Of these funds, no more than thirty-nine thousand dollars (\$39,000) may be expended for services provided by the Autistic Foundation of North Carolina, Inc., in planning and development of the center."

Requested by: Senators Seymour, Walker, Royall

-----REGIONAL TEACCH CENTER

Sec. 105. Of the funds appropriated to The University of North Carolina at Chapel Hill, Division of Health Affairs, for the 1988-89 fiscal year and included in Section 2 of this act, two hundred twenty-six thousand eight hundred fifty-six dollars (\$226,856) shall be used to establish a pilot regional TEACCH Center to serve the Greensboro, High Point, and Winston-Salem area. This project shall be funded by the transfer of General Fund appropriations from physical plant operations made possible by the increased amount of the thirty percent (30%) of overhead receipts transferred into that budget purpose.

Requested by: Representatives Watkins and Bob Etheridge

-----CENTENNIAL CAMPUS CENTER

Sec. 107. Of the funds appropriated for fiscal year 1988-89 by this act to the Office of State Budget and Management for the Centennial Campus Center at North Carolina State University, the sum of one million five hundred thousand dollars (\$1,500,000) is for planning and development of a sports arena on the Centennial Campus or at another location to be determined by the Board of Trustees of North Carolina State University, but funds shall only be available if matched on a dollar-for-dollar basis by non-State funds, such as from alumni, and shall only be available if the appropriate University body with authority over such matters agrees to allocate one-half of the seats at such sports arena for students at all regular North Carolina State University athletic contests held at such sports arena. Such funds shall be available as matched, shall not revert, and shall remain available for expenditure until rescinded by act of the General Assembly. It is the intent of the General Assembly to match any non-State funds received for this purpose in excess of the one million five hundred thousand dollars (\$1,500,000).

PART XVI-----JUDICIAL DEPARTMENT

Requested by: Representative Watkins

-----DEATH PENALTY RESOURCE CENTER

Sec. 109. Of the funds appropriated to the Judicial Department for the 1988-89 fiscal year and included in Section 2 of this act to be used for indigent counsel fees, the sum of one hundred ninety-one thousand five hundred five dollars (\$191,505) shall be used by the Office of the Appellate Defender for the Death Penalty Resource Center.

Requested by: Representative Watkins

-----ADD ASSISTANT DISTRICT ATTORNEYS

Sec. 111. G.S. 7A-60(a1) reads as rewritten:

"(a1) The counties of the State are organized into prosecutorial districts, and each district has the counties and the number of full-time assistant district attorneys set forth in the following table:

Judicial District	Counties	No. of Full-Time Asst. District Attorneys
1	Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans	5

2	Beaufort, Hyde, Martin,	4
	Tyrrell, Washington	
3A	Pitt	4 5
3B	Carteret, Craven, Pamlico	4
4	Duplin, Jones, Onslow,	8
	Sampson	
5	New Hanover, Pender	7
6	Bertie, Halifax, Hertford,	4
	Northampton	
7	Edgecombe, Nash, Wilson	7
8	Greene, Lenoir, Wayne	8
9	Franklin, Granville,	6
	Person, Vance, Warren	
10	Wake	15
11	Harnett, Johnston, Lee	6
12	Cumberland, Hoke	12
13	Bladen, Brunswick, Columbus	5
14	Durham	8
15A	Alamance	3
15B	Orange, Chatham	3
16	Robeson, Scotland	7
17A	Caswell,	3 4
	Rockingham	
17B	Stokes, Surry	3
18	Guilford	14
19A	Cabarrus, Rowan	5 6
19B	Montgomery, Randolph	3 4
20	Anson, Moore, Richmond,	8
	Stanly, Union	
21	Forsyth	9 10
22	Alexander, Davidson, Davie,	7
	Iredell	
23	Alleghany, Ashe, Wilkes,	3
	Yadkin	
24	Avery, Madison, Mitchell,	3
	Watauga, Yancey	
25	Burke, Caldwell, Catawba	8
26	Mecklenburg	19
27A	Gaston	6
27B	Cleveland,	4
	Lincoln	
28	Buncombe	5
29	Henderson, McDowell, Polk,	6
	Rutherford, Transylvania	
30	Cherokee, Clay, Graham,	5
	Haywood, Jackson, Macon,	
	Swain."	

Requested by: Representative Blue

-----TECHNICAL CORRECTION/JUDICIAL ELECTIONS

Sec. 112. (a) Section 6 of Chapter 1056, Session Laws of 1987 reads as rewritten:

"Sec. 6. The other district court judgeship for District Court District 16A, as provided for in section 4 of this act, shall become effective July 1, 1989. The judgeship shall be filled, to the extent applicable, in the manner provided for in G.S. 7A-142, as amended by subsection (g) of this section, as if a vacancy had occurred on April 1,

1989, and the initial appointee shall serve until a successor takes office. The relevant date under the last sentence of G.S. 7A-142 shall be May 1, 1989. The initial term of office shall expire on the first day of December 1990, and a successor shall be elected in 1990 for a four-year term. In the November, 1990 General Election, and quadrennially thereafter, a successor shall be elected for a four-year term beginning the first Monday in December after the election."

(b) Section 7 of Chapter 1056, Session Laws of 1987 is amended by deleting: "If House Bill 2216, 1987 Session is enacted, Section 16 of that act, which amends G.S. 7A-142, is repealed. In any case, effective January 1, 1989" and substituting: "Section 16 of Chapter 1037, Session Laws of 1987 is repealed. Effective January 1, 1989".

Requested by: Representative Watkins

-----INDIGENT PERSONS' ATTORNEY FEE FUND

Sec. 113. (a)(1) Effective July 1, 1988, the Administrative Office of the Courts shall place the sum of three million dollars (\$3,000,000) from the Indigent Persons' Attorney Fee Fund in a reserve for capital cases and for transcripts, professional examinations, and expert witness fees. The Administrative Office of the Courts shall allot these funds as needed for these purposes and for unanticipated demands on the fund.

(2) Effective July 1, 1988, the Administrative Office of the Courts shall allot the sum of nine million seven hundred seventy-four thousand six hundred thirty-six dollars (\$9,774,636) from the Indigent Persons' Attorney Fee Fund for adult, juvenile, and guardian ad litem cases for the 1988-89 fiscal year to each judicial district where the superior and district court districts are coterminous, and otherwise by county, according to the case-load of indigent persons who were not represented by the public defender in the districts or counties during 1987-88.

The Administrative Office of the Courts shall notify all the senior resident superior court judges, all chief district court judges, and the clerk of superior court for each county of the amount available for the district or county immediately after the allotment is made and shall notify them how much remains for the district or county at the end of each month of the fiscal year.

The senior resident superior court judge and the chief district court judge of each district or county shall ask all judges holding court within the district or county: (i) to take into consideration the amount allotted at the beginning of the fiscal year and the amount remaining in the allotment when they award counsel fees to attorneys of indigent persons, and (ii) to make an effort to award fees equally and justly for legal services provided. The clerk of superior court for each county shall assure that all judges holding court within the county receive this request from the senior resident superior court judge and the chief district court judge.

The General Assembly requests that the Administrative Office of the Courts develop a fee schedule for attorneys of indigent persons for compensating counsel on a per case basis and that the Administrative Office of the Courts report that schedule to the 1989 General Assembly before March 1, 1989.

(3) If the funds allotted pursuant to subdivision (2) of this subsection are depleted in a district or county prior to the end of the 1988-89 fiscal year, the Administrative Office of the Courts shall allot the funds from the Reserve for Indigent Persons' Attorney Fee Funds in the same manner as provided in subdivision (2) and such funds shall be subject to the limitations and directions set out in subdivision (2).

(b) G.S. 7A-458 reads as rewritten:

"§ 7A-458. Counsel fees.--In districts which do not have a public defender, the court shall fix the fee to which an attorney who represents an indigent person is entitled. In doing so, the court shall allow a fee based on the factors normally considered in fixing attorneys' fees, such as the nature of the case, and the time, effort and responsibility involved, and the fee usually charged in similar cases. Fees shall be fixed by the district court judge who hears the case for actions or proceedings finally

determined in the district court and by the superior court judge who hears the case for actions or proceedings originating in, heard on appeal in, or appealed from the superior court. Even if the trial, appeal, hearing or other proceeding is never held, preparation therefor is nevertheless compensable."

(c) G.S. 7A-456 reads as rewritten:

"§ 7A-456. **False statements; penalty.**--(a) A false material statement made by a person under oath or affirmation in regard to the question of his indigency constitutes perjury, and upon conviction thereof, the defendant may be punished as provided in G.S. 14-209.

(b) A judicial official making the determination of indigency shall notify the person of the provisions of subsection (a) of this section and shall explain to him the meaning of and the consequences of committing the crime of perjury.

(c) After a determination is made that a person is an indigent, the clerk of superior court for the county in which the determination was made shall make reasonable efforts to determine that, except for property he listed when the determination was made, the person owns no real property in that county."

PART XVII-----DEPARTMENT OF JUSTICE

Requested by: Representative Watkins

-----JORDAN LAKE AND KERR LAKE LAW ENFORCEMENT

Sec. 114. Of the funds appropriated to the Department of Justice for the 1988-89 fiscal year and included in Section 3 of this act, the sum of twenty-five thousand dollars (\$25,000) shall be used by Chatham County during fiscal year 1988-89 and the sum of twenty-five thousand dollars (\$25,000) shall be used by Vance County during fiscal year 1988-89 for law enforcement at the public access and camping areas during peak use times at Jordan Lake and Kerr Lake. Chatham and Vance Counties shall report before December 1, 1988, on expenditures of these funds to the Joint Legislative Commission on Governmental Operations and to the Fiscal Research Division.

Requested by: Representatives Anderson and Holt, Senator Marvin

-----USE OF SEIZED AND FORFEITED PROPERTY TRANSFERRED TO STATE LAW ENFORCEMENT AGENCIES BY THE FEDERAL GOVERNMENT

Sec. 115. (a) Assets transferred to the Department of Justice during the 1988-89 fiscal year pursuant to 19 U.S.C. § 1616a shall be credited to the budget of that Department and shall result in an increase of law enforcement resources for the Department. Assets transferred to the Department of Crime Control and Public Safety during the 1988-89 fiscal year pursuant to 19 U.S.C. § 1616a shall be credited to the budget of that Department and shall result in an increase of law enforcement resources for the Department. Each of these Departments shall report to the Joint Legislative Commission on Governmental Operations on how it intends to use these assets before it uses these assets.

The General Assembly finds that the use of these assets for new projects, the acquisition of real property, repair of buildings where such repair includes structural change, and construction of or additions to buildings may result in additional expense for the State in future fiscal periods; therefore the Department of Justice and the Department of Crime Control and Public Safety are prohibited from using these assets for such purposes without the prior approval of the General Assembly:

(b) This section does not apply to the extent that it prevents North Carolina law enforcement agencies from receiving funds from the U. S. Department of Justice pursuant to 19 U.S.C. § 1616a.

Requested by: Senator Rand

-----UNIFORM LAWS COMMISSION FUNDS

Sec. 116.1. Of the funds appropriated for the 1988-89 fiscal year to the Contingency and Emergency Fund the sum of twenty thousand dollars (\$20,000) shall be

allocated to the Department of Justice for the Uniform Laws Commission to support travel to necessary meetings for the Commission.

Requested by: Representatives Watkins and Bob Etheridge

-----SBI LAB TO BE LOCATED ON GARNER ROAD CAMPUS

Sec. 117. The new State Bureau of Investigation Facility shall be located on the Garner Road Campus, and no funds shall be used to locate the laboratory at any other location.

PART XVIII----- DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY

Requested by: Representative Holt, Senator Marvin

**-----DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY
RECEIPTS FROM PROPERTY AND EQUIPMENT SALES**

Sec. 118. The Joint Legislative Commission on Governmental Operations and the Fiscal Research Division may study the procedure and practices used by the Department of Crime Control and Public Safety in reporting, accounting for, and using receipts from the sale of property or equipment by that Department without prior approval from the General Assembly.

PART XIX-----DEPARTMENT OF CORRECTION

Requested by: Representative Barnes

-----GATE MONEY INCREASE

Sec. 120. (a) G.S. 148-13(a) reads as rewritten:

"(a) The Secretary of Correction may issue regulations regarding the grades of custody in which State prisoners are kept, the privileges and restrictions applicable to each custody grade, and the amount of cash, clothing, etc., to be awarded to State prisoners after their discharge or parole. The amount of cash awarded to a prisoner upon discharge or parole after being incarcerated for two years or longer shall be at least forty-five dollars (\$45.00)."

(b) G.S. 148-60.1 reads as rewritten:

"§ 148-60.1. Allowances for paroled prisoner.--Upon the release of any prisoner upon parole, the superintendent or warden of the institution shall provide the prisoner with suitable clothing and, if needed, an amount of money sufficient to purchase transportation to the place within the State where the prisoner is to reside. The Parole Commission may, in its discretion, provide that the prisoner shall upon his release on parole receive a sum of money ~~not to exceed twenty-five dollars (\$25.00).~~ of at least forty-five dollars (\$45.00)."

(c) Of the funds appropriated to the Department of Correction for the 1988-89 fiscal year and included in Section 2 of this act, the Department shall pay for the increase in money that may be awarded to a prisoner upon his discharge from prison or release on parole as provided in G.S. 148-13(a) and G.S. 148-60.1.

Requested by: Representative Watkins

-----LIMIT USE OF PRISON PERSONNEL FUNDS

Sec. 121. (a) Funds appropriated for the 1988-89 fiscal year and included in Section 2 of this act to the Department of Correction for new personnel positions set forth in the expansion budget approved by the General Assembly in this act shall be used for those positions and may not be expended for any other purpose.

(b) Funds appropriated for the 1988-89 fiscal year and included in Section 2 of this act to the Department of Correction and held in reserve for Craggy Correctional Center and for Buncombe Correctional Center may not be expended for additional prison personnel positions until the new facilities are within 90 days of completion, and then those funds may be used only for the new positions at those facilities as set out in the expansion budget approved by the General Assembly in this act.

Requested by: Representative Barnes, Senator Parnell

-----ELECTRONIC PERIMETER SECURITY SYSTEM AT JOHNSTON PRISON UNIT AUTHORIZED

Sec. 122. (a) Section 14(b) of Chapter 795 of the 1987 Session Laws reads as rewritten:

"(b) Except as otherwise authorized by the General Assembly, no electronic perimeter security system may be purchased for or installed at any custodial or correctional facility operated by the Department of Correction. No electronic perimeter security system may be purchased for or installed at any custodial or correctional facility authorized for construction or renovation under Chapter 3 of the 1987 Session Laws, except that such a system may be purchased and installed at the new Craggy Prison in Buncombe County ~~and at McCain Prison in Hoke County.~~"

(b) Of the funds appropriated for the 1988-89 fiscal year and included in Section 4 of this act to the Office of State Budget and Management for new prison construction, an electronic perimeter security system may be purchased and installed at the Johnston County Prison Unit.

Requested by: Representative Watkins, Senator Plyler

-----PRISON FACILITIES CONSTRUCTION FUNDS

Sec. 123. (a) Of the funds appropriated for the 1988-89 fiscal year and included in Section 4 of this act to the Office of State Budget and Management, the sum of seventeen million four hundred forty-seven thousand three hundred ninety-one dollars (\$17,447,391) for the 1988-89 fiscal year shall be used as follows:

- (1) To construct two 104-bed medium custody dormitories at the Harnett Prison Unit;
- (2) To construct two 104-bed medium custody dormitories at the Johnston Prison Unit;
- (3) To construct a 104-bed medium custody dormitory at the Franklin Prison Unit;
- (4) To construct a 104-bed medium custody dormitory at the Sampson Prison Unit;
- (5) To construct and improve support facilities at the sites authorized in subdivisions (1) through (4) of this section; and
- (6) To contract for outside professional assistance in administering these funds.

If, in the preparation for construction, conditions are discovered at any of the foregoing sites making them unsuitable for construction, such housing units and related support facilities may be constructed on State property adjacent to or within the other State prison facilities.

Contracts shall be entered into in such manner so that all projects listed in subdivisions (1) through (6) of this section shall be accomplished within the sum of seventeen million four hundred forty-seven thousand three hundred ninety-one dollars (\$17,447,391).

(b) The Office of State Budget and Management may contract for and supervise all aspects of design, construction, or demolition of prison facilities designated in subdivisions (1) through (5) of subsection (a) of this section without being subject to the requirements of the following statutes and rules implementing those statutes: G.S. 143-135.26(1), 143-128, 143-129, 143-132, 143-134, 143-131, 143-64.10 through 143-64.13, 113A-1 through 113A-10, 113A-50 through 113A-66, 133-1.1(b), and 133-1.1(g). All contracts for the design, construction, or demolition of these facilities shall include a penalty for failure to complete the work by a specified date.

Construction of the dormitories set out in subdivisions (1), (2), (3), and (4) of subsection (a) of this section shall be based on the existing design used for the new 104-man dormitories built in the South Piedmont Area of the Division of Prisons to comply with the consent judgment in the case of HUBERT v. WARD, allowing for site adaptations and other necessary modifications.

This subsection expires upon completion of the capital projects designated in subdivisions (1) through (5) of subsection (a) of this section.

(c) The Office of State Budget and Management shall report to the Cochairmen of the Prison Construction Subcommittee of the Joint Legislative Commission on Governmental Operations at least monthly and shall report quarterly to the Joint Legislative Commission on Governmental Operations and the Fiscal Research Division on the funds allocated by this section. The report shall include information on which contractors have been selected, what contracts have been entered into, the projected and actual occupancy dates of facilities contracted for, the number of prison beds to be constructed on each project, the location of each project, and the projected and actual cost of each project.

Requested by: Representative Watkins

-----**CALEDONIA PRISON WASTEWATER TREATMENT FACILITY**

Sec. 124. (a) Out of the funds appropriated to the Department of Correction for the 1988-89 fiscal year and included in Section 4 of this act, a proper wastewater treatment facility shall be provided for Caledonia Prison Farm.

(b) The Department of Correction shall report quarterly to the Chairmen of the Appropriations Base Budget Committee and the Appropriations Expansion Budget Committee in the House, the Chairmen of the Appropriations Committee and the Base Budget Committee in the Senate, and the Joint Legislative Commission on Governmental Operations and the Fiscal Research Division on the expenditures made to implement this section.

Requested by: Senator Warren

-----**JOHNSTON PRISON CHAPEL/DONATION**

Sec. 125. The Office of State Budget and Management may accept a donation from At the Foot of the Cross Chapel, Inc., for the purpose of building an extension to be used as a chapel on a proposed support building at Johnston County Prison Unit.

Requested by: Representatives Barnes, Bowen

-----**SAMPSON PRISON CHAPEL/DONATION**

Sec. 126. The Office of State Budget and Management may accept a donation from the Clinton Ministerial Association Prison Chapel Fund in the sum of thirty thousand four hundred seven dollars and ninety-eight cents (\$30,407.98) to build an extension to a proposed support services building at the Sampson County Prison Unit. The extension will serve as a chapel for the Sampson County Prison Unit. If the proposed support services building is not constructed at the Sampson County Prison Unit, the donation for the prison chapel may not be accepted.

Requested by: Senator Plyler

-----**SUBSTANCE ABUSE PROGRAM PERSONNEL**

Sec. 126.1. (a) Subsection (c) of Section 111 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(c) The Substance Abuse Program established by subsection (a) of this section shall be offered in a medium custody facility, or a portion of a medium custody facility that is self-contained, so that the residential and program space is separate from any other programs or inmate housing, and shall be operational by January 1, 1988, at such unit as the Secretary may designate.

An Assistant Secretary for Substance Abuse shall be employed and shall report directly to the Office of the Secretary of Correction. A Correctional Administrator I shall be employed to manage programs for offenders with substance abuse problems in the Department of Correction and its divisions. The Correctional Administrator I shall report to the Assistant Secretary for Substance Abuse. A Secretary IV shall be employed to assist the Correctional Administrator I. An Administrative Officer II and a Secretary IV shall be employed to assist the Assistant Secretary and work under his direction and management. The duties of the Assistant Secretary shall include the following:

- (1) Administer and coordinate all substance abuse programs, grants, contracts, and related functions in the Department of Correction;
- (2) Develop and maintain working relationships and agreements with agencies and organizations that will assist in developing and operating a Substance Abuse Program in the Department of Correction;
- (3) Develop and coordinate the use of volunteers in the Substance Abuse Program;
- (4) Develop and present training programs related to substance abuse for employees and others at all levels in the agency;
- (5) Develop programs that provide effective treatment for inmates, probationers, and parolees with substance abuse problems;
- (6) Maintain contact with key leaders in the substance abuse field and active supporters of the Correction Program;
- (7) Supervise directly the directors of treatment units, specialized personnel, and programs that exist or may be developed in the Department of Correction; and
- (8) Develop employee assistance programs for employees with substance abuse problems.

Ten additional program staff shall be employed. There shall be a Correctional Program Director II who is responsible to the Assistant Secretary for Substance Abuse. This employee shall be responsible for managing and implementing the inpatient treatment program. Also employed will be a Correctional Program Director I, two Correctional Program Supervisors, four Correctional Program Assistant II's, one Correctional Program Assistant I, and one Clerk-Stenographer IV.

The duties of the Program Director shall include the following:

- (1) Implement and manage the inpatient treatment program for inmates with substance abuse problems;
- (2) Supervise personnel assigned to the inpatient treatment program;
- (3) Assist in developing the treatment program for inmates with substance abuse problems;
- (4) Recruit and develop staff for the inpatient program and other staff required;
- (5) Assist in developing linkage and follow-up of inmates between the inpatient program, related agencies, organizations, and other facilities of the Department of Correction;
- (6) Be responsible for treatment plans and daily activities and schedules for all assigned inmates;
- (7) Develop methods for involving families of inmates in the program to the extent deemed appropriate and useful; and
- (8) Other duties as required.

Preference shall be accorded to qualified recovering alcoholics and substance abusers in the employment of treatment counselors.

In the unit there shall be a unit superintendent under the Division of Prisons and other custodial, administrative, and support staff as required for a medium custody facility for approximately 100 inmates. The unit superintendent shall be responsible for all matters pertaining to custody and administration of the unit. The Correctional Program Director II will administer the inpatient treatment program under the direction of the Assistant Secretary for Substance Abuse.

Extensive use may be made of inmates working in the role of ancillary staff, peer counselors, role models, or group leaders as the program manager determines. Additional resource people who may be required for specialized treatment activities, presentations, or group work may be employed on a fee or contractual basis.

The program in each unit shall be structured such that approximately 25 offenders will enter the Program on a weekly basis.

Admission priorities shall be established as follows:

- (1) Court recommendation.
- (2) Evaluation and referral from reception and diagnostic centers.
- (3) General staff referral.
- (4) Self-referral.

The program shall include extensive follow-up after the period of intensive treatment. There will be specific plans for each departing inmate for follow-up, including active involvement with Alcoholics Anonymous, community resources, and personal sponsorship."

(b) The Department of Correction may use up to eighty-one thousand dollars (\$81,000) of the funds available to it for the 1988-89 fiscal year to support the positions of Correctional Administrator I and Secretary IV for the Substance Abuse Program.

PART XX-----DEPARTMENT OF HUMAN RESOURCES

Requested by: Senator Royall

-----LENOX BAKER TRANSFER/TECHNICAL CORRECTION

Sec. 127. (a) Section 16 of Chapter 856 of the 1987 Session Laws reads as rewritten:

"Sec. 16. G.S. ~~143B-173(a)(5)~~ 143B-173(a)(3) is repealed."

(b) This section shall become effective August 14, 1987.

Requested by: Representative Nye

-----CASWELL COUNTY FAMILY MEDICAL CENTER

Sec. 128. Of the funds appropriated to the Department of Human Resources, Division of Facility Services, for the 1988-89 fiscal year and included in Section 3 of this act, the sum of one hundred forty-five thousand dollars (\$145,000) shall be used to construct an extension to the Caswell County Medical Center to help meet the medical needs of the area.

Requested by: Senator Walker, Representative Nye

-----PREVENTION PROGRAMS FUNDS

Sec. 129. Section 100 of Chapter 738 of the 1987 Session Laws reads as rewritten:

"Sec. 100. (a) Social Services Block Grant funds appropriated ~~in Section 4 of this act for fiscal year 1988-89 and included in Section 5 of this act~~ shall be allocated as follows:

Swain County	Cherokee Boys Club, Inc.	\$30,000
Caldwell County	Health Department	30,000
Robeson County	Health Department	30,000
Harnett County	Health Department	40,000
Buncombe County	Health Department	40,000
Carteret County	Community Action, Inc.	40,000
Davidson County	Health Department	40,000
Greene County	Health Care, Inc.	40,000
Bertie County	Health Department	40,000
Scotland County	Health Department	40,000
Macon County	Programs for Progress	55,000
Mecklenburg County	N.C. Coalition on Adolescent Pregnancy	20,000

(b) Programs receiving funds allocated under this section shall use these funds for adolescent pregnancy prevention and prematurity prevention projects.

~~(b) (c)~~ No funds allocated under this section shall be used for purchase and prescriptions of contraceptives, nor shall contraceptives be distributed on school property under this section. None of the funds allocated under this section may be used for transportation to and from abortion services. None of the funds allocated under this section may be used for abortions. This subsection applies only to the funds allocated under this section.

(d) Each program receiving funds under this section shall report to the Department of Human Resources those program specifics required by the Department, including specifics required by the Department designed to permit evaluation of the program's success in fulfilling the requirement set out in subsection (b) of this section. The Department shall report to the General Assembly no later than May 1, 1989, on the programs' operations, including any legislative recommendations."

Requested by: Senator Walker, Representative Nye

-----RESPITE CARE PROGRAM

Sec. 130. (a) Section 101(a) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(a) A respite care program is established to provide needed relief to caregivers of impaired adults who cannot be left alone because of mental or physical problems ~~and whose income preclude coverage under North Carolina's Medicaid eligibility standards who are not eligible for respite care services through the North Carolina Medicaid Program."~~

(b) Section 101(h) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(h) Up to three hundred thousand dollars (\$300,000) of the funds appropriated from the Social Services Block Grant ~~in Section 4 of this act for the 1987-88 for the 1988-89 fiscal year and included in Section 5 of this act~~ may be used to implement this section."

Requested by: Representative Nye

-----HEALTH PROMOTION FUNDS

Sec. 131. (a) Of the Preventive Health Block Grant funds appropriated by Section 5 of this act to the Division of Health Services, Department of Human Resources, for Health Promotion Programs, the sum of three hundred thirty-three thousand three hundred four dollars (\$333,304) shall be allocated to the 29 risk reduction projects funded in 1986-87, at the same allocation rate as was used in 1986-87.

(b) Of the Preventive Health Block Grant funds appropriated in Section 5 of this act to the Division Of Health Services, Department of Human Resources, for Health Promotion Programs, the sum of four hundred fifty-nine thousand four hundred sixty-one dollars (\$459,461) for the 1988-89 fiscal year shall be allocated as follows:

- (1) Six thousand dollars (\$6,000) each to the 29 existing risk reduction projects; and
- (2) Two hundred eighty-five thousand four hundred sixty-one dollars (\$285,461) to be divided equally between the 55 remaining local health departments for risk reduction projects.

(c) The Division of Health Services shall report to the Human Resources subcommittees of the House and Senate appropriations committees by March 15, 1989, on the use of the funds allocated by this section.

Requested by: Representative Nye

-----MEDICAID SERVICES AND PAYMENT BASES/DRUGS

Sec. 132. Section 67(a)(5) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(5) Drugs - Drug cost as allowed by federal regulations plus ~~three dollars eighty-five cents (\$3.85)~~ four dollars four cents (\$4.04) professional services fee per month excluding refills for the same drug or generic equivalent during the same month. Reimbursement shall be available for up to six prescriptions per recipient, per month, including refills. Payments for drugs are subject to the provisions of subsection (g) of this section and to the provisions at the end of subsection (a) of this section, or in accordance with a plan adopted by the Department of Human Resources consistent with federal reimbursement regulations."

Requested by: Senator Walker, Representative Nye

-----YOUTH SUBSTANCE ABUSE SERVICES PLAN DEVELOPMENT

Sec. 134. Section 86 of Chapter 738 reads as rewritten:

"Sec. 86. Of the Alcohol and Drug Abuse Treatment and Rehabilitation Block Grant funds appropriated ~~in Section 4 of this act for the 1988-89 fiscal year~~ to the Department of Human Resources, ~~the sum of three million sixteen thousand seven hundred forty eight dollars (\$3,016,748) for the 1987-88~~ the sum of two million nine hundred thirty thousand eight hundred sixty-four dollars (\$2,930,864) shall be expended to begin continue and expand development of service services in accordance with the Youth Substance Abuse Plan as transmitted by the Secretary of Human Resources to the cochairmen of the Mental Health Study Commission on March 1, 1987, as amended by letter from the Secretary to the cochairmen dated April 28, 1987, and as consistent with the content and intent of the Committee Substitute for Senate Bill 1356. These documents shall serve as policy guidelines for the development of services."

Requested by: Senator Walker, Representative Nye

-----EASTERN REGION DETOX FUNDS

Sec. 135. Two hundred eighty-four thousand five hundred thirty dollars (\$284,530) of the Alcohol, Drug Abuse, Mental Health Services Block Grant funds appropriated for fiscal year 1988-89 and included in Section 5 of this act to the Department of Human Resources, Division of Mental Health, Mental Retardation, and Substance Abuse Services and sixty-eight thousand five hundred eighty dollars (\$68,580) of the Alcohol, Drug Abuse Treatment and Rehabilitation Block Grant funds appropriated for fiscal year 1988-89 and included in Section 5 of this act to the Department of Human Resources, Division of Mental Health, Mental Retardation, and Substance Abuse Services shall be used to continue the nonhospital based medical detox programs in the following mental health, mental retardation, and substance abuse services authorities, in the following amounts:

(1)	Tideland	\$145,110
(2)	Pitt	\$100,000
(3)	Onslow	\$ 41,000
(4)	Roanoke-Chowan	\$ 67,000.

Requested by: Representative Nye

-----WASTE WATER DISPOSAL AND TREATMENT STUDY

Sec. 137. (a) Of the funds appropriated for fiscal year 1988-89 and included in Section 3 of this act to the Department of Human Resources, Division of Health Services, the sum of twenty thousand dollars (\$20,000) shall be allocated to Craven County to be used to contract for consultation and technical assistance.

(b) The Division of Health Services shall conduct a review of the local situations in Brunswick, Craven, and Pender Counties as they pertain to the evaluation of the sites for sub-surface waste water disposal and treatment, in order to compare the current laws and rules with recent technology and methods. The Division shall report the findings of its review to the Joint Legislative Commission on Governmental Operations and to the Fiscal Research Division of the Legislative Services Office by December 1, 1988.

Requested by: Senator Walker, Representative Nye

-----ALCOHOL REHABILITATION CENTER STUDY

Sec. 138. (a) The Department of Human Resources shall conduct a study of the feasibility of operating the three Alcohol Rehabilitation Centers (ARC) as nonmedical rehabilitation facilities. The study shall include the determination of:

- (1) The operating costs associated with the medical component of each of the ARCs, and the savings to be realized from the elimination of this component. The costs of the medical component shall include the salaries of physicians and nurses and other staff, full time, part time, or contractual, engaged in the detoxification of clients upon arrival or during the stay at the ARC;

- (2) The most cost effective means to provide any medical services coverage that may be needed in operating a nonmedical rehabilitation facility;
- (3) The effect of the change in the role of the ARCs on the existing community-based service system, including a survey of the types, numbers, and costs of existing substance abuse community-based programs and any recommended changes that may be needed in this system;
- (4) A plan to implement a rehabilitation component of the ARCs in accordance with the Alcoholics Anonymous treatment model. The Department shall confer with representatives of the substance abuse recovering community for advice and assistance in the development of the plan; and
- (5) Recommendations concerning the process to be used to pilot test a non-medical rehabilitation ARC program.

(b) The Department shall report the findings of its study to the Human Resources subcommittees of the House and Senate appropriations committees by March 15, 1989.

Requested by: Representative Nye

-----**COMMUNITY WORK EXPERIENCE PROGRAM**

Sec. 139. Of funds available for fiscal year 1988-89 to the Department of Human Resources, Division of Social Services, the sum of one hundred fifty-four thousand dollars (\$154,000) shall be used to implement the community work experience program in Anson, Burke, Duplin, Madison, Martin, Pamlico, and Rockingham Counties.

Requested by: Senators Walker, and Royall

-----**PILOT PROGRAM FOR CHILDREN**

Sec. 140. Of the funds appropriated to The University of North Carolina at Chapel Hill, Division of Health Affairs, for the 1988-89 fiscal year and included in Section 2 of this act, one hundred eighty-eight thousand three hundred ninety-seven dollars (\$188,397) shall be used to establish, in conjunction with the Orange-Person-Chatham Mental Health, Mental Retardation, and Substance Abuse Program, a pilot program to train professionals to work in public sector mental health programs and to provide community-based treatment for emotionally disturbed children. This project shall be funded by the transfer of General Fund appropriations from physical plant operations made possible by the increased amount of the thirty percent (30%) of overhead receipts transferred into that budget purpose.

Requested by: Senators Royall, Walker

-----**FEDERAL CATASTROPHIC HEALTH COVERAGE ALLOCATION**

Sec. 141. Of the funds appropriated for fiscal year 1988-89 and included in Section 2 of this act to the Department of Human Resources, Division of Medical Assistance, the sum of four million nine hundred thousand dollars (\$4,900,000) shall be used to implement the provisions of the Federal Catastrophic Health Coverage Act of 1988 (HR 2470). Of this sum, the Division may, effective July 1, 1988, use four hundred thousand dollars (\$400,000) for administrative and start-up costs of the program for fiscal year 1988-89. The Division shall hold the remaining funds in a reserve and shall allocate these funds for 1988-89 program costs on February 1, 1989.

Requested by: Senator Walker, Representative Nye

-----**FEDERAL FUNDS/VOCATIONAL REHABILITATION ALLOCATIONS**

Sec. 142. (a) Of the federal funds available to the Department of Human Resources, Division of Vocational Rehabilitation, through Title I, Section 110 of the Rehabilitation Act of 1973, as amended, the Division shall use the following sums for fiscal year 1988-89 for the following purposes:

- (1) The sum of one million three hundred ninety-eight thousand twelve dollars (\$1,398,012) to expand the vocational high school employment

transition program to assist handicapped students to prepare for the transition from school to work. All students in this program shall have an individual education/work plan developed to assist this transition;

- (2) The sum of two hundred sixty-six thousand two hundred dollars (\$266,200) to establish a program to assist Social Security Disability recipients, with rehabilitation that will enable them to return to work and to be taken off the Social Security Disability roles;
- (3) The sum of ninety-eight thousand nine hundred ninety-nine dollars (\$98,999) for the Supported Employment Program, which provides on-the-job assistance in adapting to employment situations to vocational rehabilitation clients; and
- (4) The sum of fifty-eight thousand three hundred seventy-four dollars (\$58,374) for two engineering technicians, who shall work with the four rehabilitation engineers at the Division.

(b) Of the federal funds available to the Department of Human Resources, Division of Services for the Blind, through Title I, Section 110 of the Rehabilitation Act of 1973, as amended, the sum of three hundred sixty-one thousand dollars (\$361,000) for fiscal year 1988-89 shall be used by the Division to allow Division of Services for the Blind's Sheltered Workshops to take on new contracts which will expand available employment opportunities for additional blind workers.

(c) Of the federal funds available to the Department of Human Resources, Division of Vocational Rehabilitation, through Sections 2209 and 2344 of Public Law 97-35, the sum of eight hundred ten thousand five hundred dollars (\$810,500) for fiscal year 1988-89 shall be used by the Division to purchase the computer equipment necessary to complete the last phase of implementing the on-line data processing system for local Vocational Rehabilitation Unit offices.

Requested by: Representative Nye

-----"ACCESS" POSITION

Sec. 143. Of the funds allocated under Section 116(a) of Chapter 830 of the 1987 Session Laws to the Department of Human Resources, the Division of Vocational Rehabilitation shall use up to thirty-seven thousand fifty dollars (\$37,050) for fiscal year 1988-89 for a position, to continue publication of the guidebook, ACCESS, a listing of recreational facilities available to the handicapped.

Requested by: Senator Walker

-----LIFEGUARDIANSHIP PROGRAM FOR THE DEVELOPMENTALLY DISABLED

Sec. 144. Of the funds appropriated for fiscal year 1988-89 and included in Section 2 of this act to the Department of Human Resources, Division of Health Services, for the Prescription Drug Program for the Disabled, the sum of one hundred thousand dollars (\$100,000) shall be transferred to the Division of Mental Health, Mental Retardation, and Substance Abuse Services, to be used for the Lifeguardianship Program for Developmentally Disabled, operated by the Association for Retarded Citizens.

Requested by: Representative Nye

-----POSITIONS FOR CHILD FOSTER CARE PROGRAM

Sec. 146. Notwithstanding G.S. 143-16.3, the Department of Human Resources, Division of Social Services, with the approval of the Office of State Budget may establish two positions in child foster care and child placing licensure services from an internal reallocation of positions, if available.

Requested by: Senator Walker, Representative Nye

-----CHRONICALLY MENTALLY ILL FUNDS

Sec. 148. Expansion funds appropriated in the amount of one million five hundred thousand dollars (\$1,500,000) for fiscal year 1988-89 and included in Section 3

of this act to the Department of Human Resources, Division of Mental Health, Mental Retardation, and Substance Abuse Services, for the chronically mentally ill shall be allocated to the Department of Human Resources' regions on a per capita basis. The allocation of funds by each region to the area mental health, mental retardation, and substance abuse authorities within the region shall be determined by the Division through its regional management teams.

Requested by: Senator Walker, Representative Nye

-----MATERNAL AND CHILD HEALTH PROGRAMS

Sec. 148.3. Section 92(b) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(b) The Division of Health Services shall determine the amount of additional revenue earned from Maternal and Child Health Programs by local health departments as a result of the expansion of Medicaid eligibility for children and pregnant women and the specific purposes these additional revenues were expended for, and shall report the results of these determinations to the ~~Joint Legislative Commission on Governmental Operations Department of Human Resources subcommittees of the House and Senate appropriations committees and the Fiscal Research Division of the Legislative Services office~~ Office no less than 30 days prior to the convening of the 1987 General Assembly, Regular Session 1988 by April 15, 1989."

Requested by: Senator Walker, Representative Nye

-----INFLATIONARY INCREASES IN STATE AID TO LOCAL AGENCIES

Sec. 148.4. As required by G.S. 143-10.1, funds are included in Sections 2 and 3 of this act for inflationary increases in certain local programs, including a four and one half percent (4.5%) salary increase in the 1988-89 fiscal year, which increase will be carried forward into the 1989-90 fiscal year, computed on the State share paid by the State of North Carolina, where the State is presently providing aid. These funds shall be certified to the respective State agencies as detailed in the State budget, and they shall be distributed to the local agencies' programs using the same allocation methods by which the present aid is distributed.

Requested by: Senator Walker, Representative Nye

-----PRESCRIPTION DRUG FUNDS FOR DISABLED

Sec. 148.5. (a) Of the funds appropriated for the 1988-89 fiscal year and included in Section 2 of this act to the Department of Human Resources, Division of Health Services, the sum of two hundred forty thousand dollars (\$240,000) shall be used to continue the prescription drug reimbursement program for the disabled to provide assistance in purchasing prescription drugs to people terminated from the Social Security Disability Program from March 1, 1981, through September 30, 1983, begun pursuant to Section 64(1), Chapter 1034, 1983 Session Laws. The prescription drug program shall serve only current residents of North Carolina. The rules for operating this prescription drug assistance program shall be adopted by the Secretary of the Department of Human Resources pursuant to recommendations of the Disability Task Force as authorized by Section 82, Chapter 757, 1985 Session Laws.

(b) Of the funds appropriated for fiscal year 1988-89 and included in Section 2 of this act to Department of Human Resources, Division of Health Services for the prescription drug program, sixty thousand dollars (\$60,000) shall be transferred to the Office of the Secretary to continue the Social Security Disability Program Hotline. These funds shall be in addition to the Social Security Disability Program Hotline's budget of fifty-six thousand eight hundred twenty-eight dollars (\$56,828) for fiscal year 1988-89. This program shall provide information to citizens on their rights under the Social Security Disability Program and shall work with the Disability Task Force as established in Section 82 of Chapter 757 of the 1985 Session Laws in addressing the recommendations of the General Assembly's Disability Review Study Commission.

The Program's legal work shall be supervised by an attorney from the Department of Human Resources.

(c) The Secretary of the Department of Human Resources shall report to the Human Resources subcommittees of the House and Senate appropriations committees by May 1, 1989, on the expenditure of funds required by subsections (a) and (b) of this section.

(d) Of the funds appropriated for fiscal year 1988-89 and included in Section 2 of this act to the Office of Secretary, Department of Human Resources, the sum of nine thousand dollars (\$9,000) shall be used to continue the Disability Task Force as established by Section 82 of Chapter 757 of the 1985 Session Laws.

Requested by: Senator Walker, Representative Nye

-----WILLIE M.

Sec. 148.6. Section 82(e) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(e) Reporting Requirements. The Department of Human Resources and the Department of Public Instruction shall submit by ~~May 1, 1988~~, May 1, 1989, a joint report to the Governor and the General Assembly on the progress achieved in serving members of the Willie M. Class. The report shall include the following unduplicated data for each county: (i) the number of children nominated for the Willie M. Class; (ii) the number of children actually identified as members of the Class in each county; (iii) the number of children served as members of the Class in each county; (iv) the number of children who remain unserved; (v) the types and locations of treatment and education services provided to Class members; (vi) the cost of treatment services, by type, to members of the Class; (vii) information on the impact of treatment and education services on members of the Class."

Requested by: Senator Walker

-----PIONEER PROJECT REIMBURSEMENT AUTHORIZATION

Sec. 148.8. The Department of Human Resources may make payments of ADAP, ADAP Transportation, Developmental Day, Outpatient Commitment, and any other funds that they may be directed to pay on a subsidy basis, on a unit cost reimbursement basis to Pioneer Project sites in accordance with Pioneer Project procedures established pursuant to Section 87 of Chapter 738 of the 1987 Session Laws.

Requested by: Senator Walker

-----GROUP HOME PROGRAM FUNDS

Sec. 148.9. Section 45 of Chapter 830 of the 1987 Session Laws reads as rewritten:

"Sec. 45. Of the funds appropriated to the Division of Mental Health, Mental Retardation, and Substance Abuse Services, Department of Human Resources, in Section 2 of this act, the sum of three hundred ninety-seven thousand four hundred dollars (\$397,400) for the 1987-88 fiscal year and the sum of five hundred eighty-four thousand four hundred fifty-five dollars (\$584,455) for the 1988-89 fiscal year shall be used for start-up and operational costs in group homes and apartment living programs in Tideland, Catawba, Cleveland, Neuse, Gaston-Lincoln, Guilford, Mecklenburg, ~~and Edgecombe-Nash, New River, Durham, Tri-County, Orange-Person-Chatham, Pitt, Rutherford-Polk, Duplin-Sampson, Piedmont, and Wilson-Greene Area Programs.~~"

Requested by: Senator Royall

-----CHILD MENTAL HEALTH FUNDS

Sec. 148.10. Of the funds appropriated for fiscal year 1988-89 and included in Section 3 of this act to the Department of Human Resources, Division of Mental Health, Mental Retardation, and Substance Abuse Services, the sum of one million dollars (\$1,000,000) shall be used to expand the system of community-based services developed in accordance with the Child Mental Health Plan presented to the 1987

General Assembly in the February 1987 Report of the Mental Health Study Commission and adopted to serve as policy guidance by Section 39 of Chapter 830 of the 1987 Session Laws, and in accordance with the Division's plan to use fifty-five thousand dollars (\$55,000) of these funds for community-based services in order to alleviate the over-census conditions of the adolescent unit at Cherry Hospital. Funds allocated by this section are in addition to those allocated for the 1988-89 fiscal year in Section 39 of Chapter 830 of the 1987 Session Laws.

Requested by: Senator Walker, Representative Nye

-----CATHOLIC SOCIAL MINISTRIES GRANT-IN-AID

Sec. 148.11. Section 27 of Chapter 830 of the 1987 Session Laws reads as rewritten:

"Sec. 27. Of the funds appropriated to the Department of Human Resources for the 1988-89 fiscal year and included in Section 2-3 of this act, the sum of thirty-five thousand nine hundred ninety-six dollars (\$35,996) for the 1987-88 fiscal year thirty-nine thousand eight hundred seven dollars (\$39,807) shall be used to include Catholic Social Ministries in the private child caring institutions receiving State grants-in-aid. ~~These funds shall be~~ Funds allocated by the Department of Human Resources to Catholic Social Ministries, shall be allocated according to rules adopted by the Department for the payment of grants-in-aid to private child caring institutions.

Any future request for a grant-in-aid to Catholic Social Ministries shall be submitted along with the requests of the other eligible private child caring institutions according to the provisions of G.S. 143B-139.2."

Requested by: Senator Royall

-----IN-HOME AGING SERVICES

Sec. 148.12. Of the funds appropriated from the General Fund to the Division of Aging, Department of Human Resources, for the 1988-89 fiscal year and included in Section 3 of this act, the sum of seven hundred twenty thousand dollars (\$720,000) shall be used to provide funds for much needed, additional in-home aide services that enable the frail elderly to remain in their homes and avoid institutionalization.

The Division shall administer the in-home aide services and activities funded by this section. The Division of Aging shall choose in-home service providers on the basis of a competitive bid process and shall include the following criteria: documented capacity to provide care, adequacy of quality assurance, training, supervision, abuse prevention, complaint mechanisms, and costs. All funds allocated by the Division pursuant to this section shall be allocated by October 1, 1988.

Requested by: Senator Royall

-----CAREGIVER SUPPORT

Sec. 148.13. (a) Of the funds appropriated to the Division of Aging, Department of Human Resources for the 1988-89 fiscal year and included in Section 3 of this act, the sum of one million eight thousand dollars (\$1,008,000) for the 1988-89 fiscal year shall be used for services that support family caregivers of elderly persons with functional disabilities, whether physical or mental, who want to stay in their homes rather than be institutionalized but who need assistance with the activities of daily living in order to be able to remain at home. The services that may be purchased from funds received under this section include:

- (1) Respite care services, under the rules adopted by the Department of Human Resources on behalf of the Division of Aging;
- (2) Respite care and adult day care services, under the rules adopted pursuant to Title III-B of the Older Americans Act;
- (3) Stipends for senior companions, modeled after the federal Senior Companion program;
- (4) Other related services that meet needs not now adequately addressed by the services described in subdivisions (1) through (3) of this subsection.

(b) The Division of Aging shall expend funds for these services according to the population of persons of 70 years and more in each region. The Division of Aging shall use a minimum of ninety-three percent (93%) of the funds it receives under this section for the services described in subdivisions (1) through (4) of subsection (a) of this section and may only use a maximum of seven percent (7%) for technical assistance as described in subsection (c) of this section. Funds allocated by the Division pursuant to this section shall be allocated by October 1, 1988.

(c) The Division of Aging may contract for technical assistance. The technical assistance shall include training assistance, coordination of the various service delivery and funding sources, and ideas for innovative ways to build a lasting system of services for family caregivers.

Requested by: Senator Walker, Representative Nye

-----PRESCHOOL VISUALLY IMPAIRED PROGRAM

Sec. 148.14. Of the funds appropriated for the 1988-89 fiscal year and included in Section 2 of this act to the Department of Human Resources, Division of Schools for the Deaf and Blind, the sum of twenty-two thousand seven hundred eighty-three dollars (\$22,783) from line item 14424-1101-1211 are transferred to line item 14424-1701-1291 to continue to provide educational services to preschool visually impaired children.

Requested by: Senator Walker, Representative Nye

-----EXTENDED NURSING HOME CARE

Sec. 148.15. Section 67(a)(8) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(8) Home Health, Private Duty Nursing, Clinic Services, Mental Health Clinics, Prepaid Health Plans - Payment to be made according to reimbursement plans developed by the Department of Human Resources."

Requested by: Senator Royall

-----AGING FEDERAL MATCHING FUNDS

Sec. 148.16. Effective July 1, 1988, the Department of Human Resources, Division of Aging, may use funds appropriated in Sec.---of this act to the Department of Human Resources, Secretary's Office, to provide the State matching requirement necessary to draw down federal money available through the new Title III-D of the Older Americans Act for in-home services for the frail elderly, including those with Alzheimer's Disease.

Requested by: Senator Plyler

-----INTERMEDIATE CARE FACILITY GROUP HOMES FOR THE MENTALLY RETARDED

Sec. 148.17. Of the funds appropriated to the Department of Human Resources, Division of Mental Health, Mental Retardation, and Substance Abuse Services for the 1988-89 fiscal year and included in Section 3 of this act, the sum of two hundred forty thousand dollars (\$240,000) for the 1988-89 fiscal year shall be allocated to the following programs in the following amounts for start-up costs associated with the development of five intermediate care facility group homes for the mentally retarded:

(1)	Gaston Residential Services, Inc.	\$96,000
(2)	Piedmont Residential Development Center, Inc.	96,000
(3)	Stanly County Group Homes for the Autistic, Inc.	48,000

Requested by: Senator Plyler

-----FUNDS FOR ENVIRONMENTAL HEALTH PROGRAMS AND SERVICES

Sec. 148.18. Of the funds appropriated for the fiscal year 1988-89 and included in Section 2 of this act, the sum of three hundred thousand dollars (\$300,000) is allocated to the Department of Human Resources, Division of Health Services for the purposes of providing high quality environmental health programs and services at the local level. This is a pilot program and these funds shall be allocated on an equal per county basis.

A report to the Joint Legislative Commission on Governmental Operations shall be presented outlining the responsibilities that have been given to the local health departments over the past ten years and any increased costs to local health departments resulting from the additional responsibilities.

Requested by: Representative Nye

-----LAST CHANCE FOR CHILDREN FUNDS

Sec. 149. Of the funds appropriated for fiscal year 1988-89 and included in Section 3 of this act to the Department of Human Resources the sum of seventy-five thousand dollars (\$75,000) shall be used by Jackson County for construction of a residential treatment facility for the "Last Chance for Children" treatment program.

Requested by: Representative Nye

-----LAST CHANCE FOR CHILDREN FUNDS/TRANSFER

Sec. 150. Funds appropriated in Section 36 of Chapter 830 of the 1987 Session Laws for fiscal year 1987-88 shall be carried forward to fiscal year 1988-89 and shall be transferred to Jackson County, to be used for the purchase of property for and the construction of a residential treatment facility for the "Last Chance for Children" treatment program.

Requested by: Representative Nesbitt

-----MOUNTAIN AREA OBSTETRICAL PROGRAM

Sec. 151.1. Of the funds appropriated to the Department of Human Resources, Division of Health Services, for fiscal year 1988-89 and included in Section 3 of this act, the sum of four hundred eighty thousand dollars (\$480,000) shall be allocated to the Mountain Area Health Education Center to develop and establish an Obstetrical Education Program. This program shall be developed as a pilot program in accordance with the Ambulatory Medical Education Program under development by the North Carolina Area Health Education Center and The University of North Carolina School of Medicine. The pilot shall include an Obstetrical/Gynecological Residency Program, the operation of a high risk maternity clinic, fellowships in Obstetrics for family practitioners, and training of nursing students and other residents.

PART XXI-----DEPARTMENT OF AGRICULTURE

Requested by: Representative Brewster Brown

-----TIMBER SALES ACCOUNT

Sec. 153. Funds from the Department of Agriculture timber sales capital improvement account may be used by the Department of Agriculture to purchase, pursuant to G.S. 146-30, a tract of land adjacent to the Peanut Belt Research Station at Lewiston-Woodville.

Requested by: Representative Watkins

-----N.E. FARMERS MARKET FUNDING

Sec. 154. Section 137(a) of Chapter 738 of the 1987 Session Laws reads as rewritten:

"(a) Of the funds appropriated in Section 158(b) of Chapter 1014 of the 1985 Session Laws and placed in a nonreverting capital account for the establishment of the Northeastern North Carolina Farmers Market, ~~twenty-five thousand dollars~~

~~(\$25,000) shall be available for the operation of the Northeastern North Carolina Farmers Market during the 1988-89 fiscal year provided that land has been purchased for the market the following allocations shall be made for the 1988-89 fiscal year:~~

- ~~(1) Two hundred thousand dollars (\$200,000) to complete the Pasquotank County Farmers Market;~~
- ~~(2) Three hundred eighty-nine thousand two hundred fifteen dollars (\$389,215) to establish the Northeastern Marketing Center;~~
- ~~(3) One hundred twenty-five thousand dollars (\$125,000) to complete construction of the restaurant at the Raleigh Horse and Livestock Exhibition Facility at the North Carolina State Fairgrounds; and~~
- ~~(4) One hundred thousand dollars (\$100,000) to establish the Martin County Farmers Market."~~

Requested by: Representatives Watkins and Bob Etheridge

-----PSEUDORABIES FUNDS/RULES

Sec. 155. Of the funds appropriated in Section 2 of this act to the Department of Agriculture for the 1988-89 fiscal year, eight hundred thirty-five thousand seven hundred eighty-five dollars (\$835,785) is allocated to a reserve for the testing of all swine herds to determine the identity of herds infected with the pseudorabies virus. In promulgating rules to control the spread of pseudorabies, the Department of Agriculture shall not unreasonably restrict the growth of the swine industry.

Requested by: Senator Plyler

-----DROUGHT EMERGENCY RESERVE

Sec. 155.1. Of the funds appropriated in section 2 of this act to the Department of Agriculture for the 1988-89 fiscal year, one million dollars (\$1,000,000) shall be allocated to a reserve, to be known as the Drought Emergency Reserve. The Department shall:

- (1) Develop criteria and establish priority factors for the disbursement of funds from this reserve;
- (2) Receive applications from those who seek drought relief funds; and
- (3) Recommend to the Council of State which applicants are most in need of emergency relief.

The Council of State shall authorize the expenditure of funds from the Drought Emergency Reserve based upon the recommendations of the Department of Agriculture.

PART XXII-----DEPARTMENT OF COMMERCE

Requested by: Senator Plyler

-----INTERNATIONAL DEVELOPMENT FUNDS

Sec. 156. Of the funds appropriated in section 2 of this act to the Department of Commerce for the 1988-89 fiscal year, eighty-two thousand dollars (\$82,000) shall be used as follows:

- (1) Sixty thousand dollars (\$60,000) for the North Carolina Department of Commerce Japan Office for leasing real property; and
- (2) Twenty-two thousand dollars (\$22,000) for the North Carolina Department of Commerce Dusseldorf Office for the purchase of data processing equipment.

Requested by: Senator Rand

-----MICROENTERPRISE FUNDS

Sec. 156.1. (a) Of the funds appropriated in Section 3 of this act to the Department of Commerce for the 1988-89 fiscal year, five hundred thousand dollars (\$500,000) shall be allocated to the Rural Economic Development Center, Inc., to establish a pilot program that will develop a Microenterprise Fund.

(b) The Rural Economic Development Center, Inc., shall submit an interim report to the 1989 General Assembly no later than February 15, 1989, and a final report no later than June 30, 1989. Each report shall include the following:

- (1) The uses of any funds appropriated by this act;
- (2) Whether any of the funds appropriated by this act were matched, and if so, the source of the matching funds; and
- (3) The grants made from the Microenterprise Fund, including the recipient of the grant, the amount of the grant, the purpose of the grant, and the actual results of the grant.

Requested by: Senator Parnell

-----EMPLOYMENT SECURITY COMMISSION FUNDS

Sec. 156.3. (a) Notwithstanding G.S. 96-5(c), there is appropriated from the Special Employment Security Administration Fund to the Employment Security Commission of North Carolina the sum of one million one hundred thousand dollars (\$1,100,000) for the 1988-89 fiscal year for the administration of the Veterans Employment Program, Employment Services Program, and Unemployment Insurance Program. The Employment Security Commission shall report to the Joint Legislative Commission on Governmental Operations by the first of each month, prior to an expenditure of any funds appropriated by this section. Supplemental federal funds or other additional funds received by the Employment Security Commission for similar purposes shall be expended prior to the expenditure of funds appropriated by this section. The report required by this section shall be included in the report that is required by Section 145 of Chapter 738 of the 1987 Session Laws and shall contain the same information.

(b) There is appropriated from the Worker Training Trust Fund to the Employment Security Commission of North Carolina the sum of one million six hundred forty-two thousand six hundred eighty-five dollars (\$1,642,685) for the 1988-89 fiscal year for the operation of local offices at the 1986-87 level of service.

PART XXIII----- DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT

Requested by: Representatives Bruce Ethridge, Colton

-----AUTHORIZATION FOR USE OF WATER QUALITY FEES

Sec. 157. (a) There is appropriated from the water quality fees collected and deposited in the nonreverting account established in G.S. 143-215.3A, a sum not to exceed eight hundred nineteen thousand three hundred fifty dollars (\$819,350) for the 1988-89 fiscal year, to the Department of Natural Resources and Community Development to retain and provide all necessary support for a position, or to establish and provide all necessary support for a position in the water quality program, when sufficient fees for a position and all necessary support for the 1988-89 fiscal year have been deposited. No more than 23 positions may be funded and supported in this manner. These positions shall be those positions that were previously established from one-time State funds appropriated for the 1987-88 fiscal year, six aquatic toxicology positions that were previously established and are presently funded from federal receipts, and up to seven newly-established positions in the water quality program of the Department of Natural Resources and Community Development. Water quality fees shall be the only source of funds for these positions and all necessary support, including fringe benefits. These positions shall be used to reduce the backlog of permit applications and to improve the rate of compliance of facilities with environmental standards for toxic substances.

(b) The Department of Natural Resources and Community Development shall provide a quarterly report to the Joint Legislative Commission on Governmental Operations and the Fiscal Research Division beginning September 30, 1988. Each report shall state the amount and type of fees collected for the quarter, the number of permit applications processed for the quarter, the number of permit applications not processed, and the progress made in reducing the backlog of permit applications.

Requested by: Senator Barnes

-----WAYNESBOROUGH PARK MATCHING REQUIREMENT

Sec. 158. The funds allocated by Section 7 of Chapter 795 of the 1987 Session Laws for the construction of an amphitheater at Waynesborough Park shall be matched on the basis of two State dollars for every local dollar.

Requested by: Representative Bruce Ethridge

-----AUTHORIZATION FOR USE OF AIR QUALITY FEES

Sec. 159. (a) There is appropriated from the air quality fees collected and deposited in the nonreverting account established in G.S. 143-215.3A, a sum not to exceed one hundred fifty thousand dollars (\$150,000) for the 1988-89 fiscal year, to the Department of Natural Resources and Community Development to establish and provide all necessary support for a position in the Department of Natural Resources and Community Development, when sufficient fees for a position and all necessary support for the 1988-89 fiscal year have been collected and deposited. No more than five positions may be established in this manner. Air quality fees shall be the only source of funds for these positions and all necessary support, including fringe benefits. These positions shall be used to conduct air quality permitting and air quality monitoring activities.

(b) The Department of Natural Resources and Community Development shall provide quarterly reports to the Joint Legislative Commission on Governmental Operations and the Fiscal Research Division beginning September 30, 1988. Each report shall state the amount and type of fees collected for the quarter, the number of permit applications processed for the quarter, the number of permit applications not processed, and the progress made in reducing the backlog of permit applications.

Requested by: Senator Basnight

-----CIVIL WORKS PROJECTS

Sec. 160. Of the funds appropriated in Section 4 of this act to the Department of Natural Resources and Community Development for the 1988-89 fiscal year, five hundred three thousand dollars (\$503,000) shall be allocated for certain civil works projects and a study as follows:

- (1) Seventy-five thousand dollars (\$75,000) for the Beaufort Harbor project;
- (2) Three hundred thousand dollars (\$300,000) for the Wilmington Harbor project;
- (3) Twenty-eight thousand dollars (\$28,000) for the New River Inlet project; and
- (4) One hundred thousand dollars (\$100,000) for the study of the feasibility of deepening the Morehead City Harbor.

Any funds allocated by this section that have not been expended or encumbered for these purposes at the end of the 1988-89 fiscal year shall revert to the General Fund.

Requested by: Senator Walker

-----ZOOLOGICAL PARK FUNDS

Sec. 161. Of the funds appropriated in Section 4 of this act to the Department of Natural Resources and Community Development for the 1988-89 fiscal year, three million five hundred thousand dollars (\$3,500,000) shall be used for the North Carolina Zoological Park, provided the North Carolina Zoological Park Society raises the sum of eight hundred seventy-five thousand dollars (\$875,000) to match this allocation on the basis of one dollar for every four State dollars. The Society shall inform the Department periodically of the amount of matching funds that it has raised. The funds allocated by this section may be used only to the extent that the required matching funds have been raised. The funds allocated by this section that have not been expended or encumbered at the end of the 1988-89 fiscal year may not revert, but shall remain available to the Department for the North Carolina Zoological Park.

Requested by: Representative Watkins, Senator Royall

-----LIMITATION ON USE OF WATER AND SEWER GRANT FUNDS

Sec. 161.3. Funds allocated to local governments by the General Assembly from the funds appropriated for the 1988-89 fiscal year to the Office of State Budget and Management for Sewer and Water Grants shall be subject to the following limitations:

- (1) These funds shall be spent for a public purpose;
- (2) Any real or personal property purchased with the funds shall remain the property of the local government: provided, however, the local government may grant utility easements; and
- (3) These funds may not supplant local funds that have been or will be used for real or personal property purchased for or given to a private, for profit corporation.

Requested by: Senator Basnight, Representative Bruce Ethridge

-----BUXTON WOODS FUNDS

Sec. 161.4. Of the funds allocated in Section 7 of Chapter 795 of the 1987 Session Laws for State Parks, three hundred thousand dollars (\$300,000) shall be used for the purchase of land at Buxton Woods in Dare County to protect the natural area.

PART XXIV-----DEPARTMENT OF TRANSPORTATION

Requested by: Representative Brannan

-----REVOLVING FUND FOR AIRPORT HANGAR CONSTRUCTION

Sec. 162. Funds in the State Aid to Airports Reserve Account, up to a maximum of one million dollars (\$1,000,000) may be transferred at the discretion of the Department of Transportation, to a reserve for a revolving fund to provide loans for activities eligible for State aid pursuant to G.S. 63-67 for the construction of aircraft hangars and related airport facilities. Eligibility criteria and rules governing the loans shall be developed and issued by the Department of Transportation, Division of Aeronautics. Small airports shall be given preference in receiving loans pursuant to this act.

Requested by: Senator Basnight

-----ESSENTIAL AIR SERVICE

Sec. 164. G.S. 63-67 reads as rewritten:

"§ 63-67. Activities eligible for State aid.--Loans and grants of State funds may be made for the planning, acquisition, construction, or improvement of any airport, seaplane base, or heliport owned or controlled, or which will be owned or controlled by any city, county or public airport authority acting by itself or jointly with any other city or county. An airport, seaplane base, or heliport development project or activity eligible for State aid under this Article shall also be deemed to include projects such as air navigation facilities, aviation easements, and the acquisition of land, lighting, marking, security items, terminal improvements, and the elimination of aviation safety hazards, and the preservation or enhancement of essential air service as defined by the Federal Aviation Act of 1958, as amended."

Requested by: Representatives Watkins and Bob Etheridge

-----STATE AID TO AIRPORTS/P.B. RAIKORD

Sec. 165. Of the funds appropriated for State Aid to Airports in G.S. 136-16.4 for fiscal year 1988-89, the sum of twenty-five thousand dollars (\$25,000) shall be allocated to Duplin County for drainage at the P.B. Raikord Airport.

PART XXV MISCELLANEOUS PROVISIONS

-----EXECUTIVE BUDGET ACT APPLIES

Sec. 166. The provisions of the Executive Budget Act, Chapter 143, Article 1, of the General Statutes, are reenacted and shall remain in full force and effect and are incorporated in this act by reference.

Sec. 167. The July 7, 1988 Conferee Report, which was distributed in the Senate and the House of Representatives and used to explain this act, shall indicate action by the General Assembly on this act and shall therefore be used to construe this act, as provided in G.S. 143-15 of the Executive Budget Act, and for such purposes shall be considered a part of this act.

-----MOST TEXT APPLIES ONLY TO 1988-89

Sec. 168. Except for statutory changes or other provisions that clearly indicate an intention to have effects beyond the 1988-89 fiscal year, the textual provisions of this act apply only to funds appropriated for, and activities occurring during, the 1988-89 fiscal year.

-----1987-88 APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY

Sec. 169. Except where expressly repealed or amended by this act, the provisions of Chapters 738, 795, 830, 876, 886, and 1036 of the 1987 Session Laws as amended remain in effect.

Sec. 170. Notwithstanding any modifications by this act in the amounts appropriated, except where expressly repealed or amended, the limitations and directions for the 1987-89 fiscal biennium in Chapters 738, 795, 830, 876, 886, and 1036 of the 1987 Session Laws that applied to appropriations to particular agencies or for particular purposes apply to the newly enacted appropriations of this act for those same particular purposes.

Sec. 170.1. Subdivisions (1) and (2) of Section 15 of Chapter 1036 of the 1987 Session Laws are repealed.

-----EFFECT OF HEADINGS

Sec. 171. The headings to the parts and sections of this act are a convenience to the reader and are for reference only. The headings do not expand, limit, or define the text of this act.

-----SEVERABILITY CLAUSE

Sec. 172. If any section or provision of this act is declared unconstitutional or invalid by the courts, it does not affect the validity of this act as a whole or any part other than the part so declared to be unconstitutional or invalid.

-----EFFECTIVE DATE

Sec. 173. Except as otherwise provided, this act shall become effective July 1, 1988

**CONFEREE REPORT
ON
PROPOSED CONFERENCE COMMITTEE SUBSTITUTE
FOR HOUSE BILL 2641**

- CAPITAL

- NON-RECURRING

JULY 7, 1988

**CONFEREE REPORT
CAPITAL IMPROVEMENTS**

Department of Administration

1. Education Building - Supplement to add an additional floor to planned building

House
Recommendations
1988-89

Senate
Recommendations
1988-89

\$ 7,000,000

-

July 8, 1988

	House Recommendations 1988-89	Senate Recommendations 1988-89
Department of Agriculture		
1. Office and Conference Center, Tidewater Research Center - Construction support for designed facility	-	\$ 3,830,000
2. Western North Carolina Agriculture Center - Land Purchase	350,000	-
Department of Human Resources		
1. Juvenile Evaluation Center - Air Conditioning two Lockup Facilities	100,000	-
Department of Justice		
1. Justice Academy - Completion of new dorm	396,223	-
Department of Natural Resources and Community Development		
1. Dredging of North Channel, Dare County	500,000	
2. New River State Park - Construct meeting shelter	60,000	-
3. Lake James State Park - Development	250,000	-
4. Zoo Development	-	3,500,000
5. State Parks Repairs and Renovations-\$1.0M to be allocated from Reserve in Office of State Budget and Management	-	-
Department of Cultural Resources		
1. Art Museum - Completion of Landscape project	-	474,100
2. Charlotte Hawkins Brown Historic Site - Renovations	-	50,000
Department of Community Colleges		
Sandhills T.C. Hoke Satellite	\$ 100,000	-
Davidson CC - Emergency Water & Sewer Projects, \$450,000 to be allocated from Sewer and Water Funds in Office of State Budget and Management	-	-
Central Carolina - Harnett County Satellite	50,000	-
Caldwell Community College - Watauga County Satellite - \$100,000 to be allocated from 1988-89 appropriations made to Caldwell CC	-	-
Alamance CC - Completion of classroom building	443,500	-
Asheville-Buncombe Tech. - Library planning	150,000	-
Blue Ridge CC - Transylvania Satellite	75,000	-
Haywood CC - Student Activities Building Completion	750,000	-
Beaufort CC - Planning for Classroom Building	100,000	-
Stanly-Anson TC - Union County Satellite	-	\$ 1,000,000
Johnston CC - Renovate Library Building	100,000	-

	House Recommendations 1988-89	Senate Recommendations 1988-89
Mayland TC - Emergency Water Project - \$170,000 to be allocated from Sewer and Water Funds in the Office of State Budget and Management	-	-
Craven Community College - Student Athletic Center	750,000	-
Tri County Community College - Complete classroom, office, shop addition	\$ 316,000	-
Piedmont CC - Adult Learning Center/ planning	100,000	-
Southwestern CC - Macon County Satellite - Regional Fire Training Center	350,000	-
University of North Carolina		
School of the Arts - Renovations of Gray High School	5,989,000	-
Planning Funds - Centennial Campus Site Development	-	\$ 1,000,000
Repairs/Renovations Reserve	-	5,000,000
Designated allocation by House: Western Carolina Boiler Repair - \$191,500		
UNC-Chapel Hill - Complete design for School of Social Work	250,000	-
UNC-Asheville - Kellog Center	-	100,000
UNC-Asheville - Complete design and site work for conference center	2,377,000	-
UNC-Asheville - Complete design for physical education building	300,000	-
Agricultural Extension Service - Repairs/ Renovations of Mitchell 4-H Camp (Onslow County) \$272,500; and, \$27,500 for land purchase and development of Swannanoa 4-H Camp	\$ 300,000	-
Land Purchases		
UNC - Greensboro	1,500,000	-
Western-Carolina University	425,000	-
Office of State Budget		
1. Repairs and Renovations Reserve	2,184,300	-
Designated Allocations:		
State Parks - \$1,000,000		
Vocational Textile School - \$684,300		
Capitol Grounds - \$500,000		

		House Recommendations 1988-89	Senate Recommendations 1988-89
2. Sewer and Water Loans and Grants		-	\$10,000,000
Grant Allocations:			
Town of Salemburg	\$100,000	(H&S)	
Burke County	433,550	(H&S)	
Montgomery County	200,000	(S)	
Lenoir County	1,900,000	(S)	
Davidson Comm. College	450,000	(S)	
Wake County-Little River	100,000	(H&S)	
Mayland TC	170,000	(S)	
Haywood County	120,000	(S)	
Durham County	400,000	(S)	
Harnett County	150,000	(H)	
Lower Cape Fear	150,000	(H)	

CONFEREES REPORT NON-RECURRING ITEMS

Department of Public Education

- | | | |
|--|-----------|---|
| 1. NC Close-Up Program - Funds to support the North Carolina Close-up Program | \$ 10,000 | - |
| 2. Health Adventure - Grant for capital improvements for health studies program operated through the Mountain Area Health Education Center | 15,000 | - |

Department of Administration

- | | | |
|--|---------|------------|
| 1. Superconducting Super Collider - Contractual services for continuing the state's efforts in pursuit as selection as host state for the facility | - | \$ 340,000 |
| 2. Indian Affairs Commission - Indian Cultural Center, Roberson County - To provide additional support for continued development of the Center | - | 50,000 |
| 3. Low Level Radioactive Waste Management Authority Reserve to meet needs for siting a facility | 500,000 | - |

General Assembly

- | | | |
|---|---|--------|
| 1. Birth-Related Neurological Impairment Compensation Act Study | - | 25,000 |
|---|---|--------|

Department of Cultural Resources

- | | | |
|--|-----------|-----------|
| 1. Living History Farm - To provide a grant for the initial development of the Hauser Farm "Horne Creek Living History Farm" | \$ 25,000 | State Aid |
|--|-----------|-----------|

Department of Human Resources

- | | | |
|--|------------|---|
| 1. Family Physicians and Obstetricians Reimbursement - Funds to compensate family physicians and obstetricians who provide service in underserved counties | \$ 240,000 | - |
| | State Aid | |

	House Recommendations 1988-89	Senate Recommendations 1988-89
2. First Step Farm for Women - Funds for the planning and development of a program to serve women from Charlotte to the Tennessee Line, based upon the First Step Farm Program for men. Estimated cost will be \$35 per client per day compared to \$90 per client per day at the State Alcoholic Rehabilitation Centers	285,000 State Aid	-
3. Blue Ridge Mental Health Funds - Funds for renovation and addition (\$667,000) and planning of a satellite facility (\$25,000)	692,000 State Aid	-
4. Last Chance for Children Program - Funds for the construction of a residential treatment facility for the "Last Chance for Children" treatment program. To be combined with \$175,000 appropriated in 1987 so that project can be bid.	75,000 State Aid	-
5. Obstetrical Education - Funds to Health Services for the use of the Mountain Area Health Education Center to develop a pilot program in obstetrical education; including an OB/GYN residency program, operation of a high risk maternity clinic, fellowships in obstetrics for family practitioners, and training of nursing students and other residents.	480,000 State Aid	-
6. Environmental Health Funds - To assist local health departments in providing high quality environmental health programs	-	\$ 300,000
7. Catastrophic Health Care - To provide support to implement the provisions of the Federal Catastrophic Health Coverage Act of 1988:		
(a) Administrative and start-up cost	-	400,000 (Reserve)
(b) Reserve for program cost		4,500,000
8. AIDS - Funds to Division of Health Services - Grants to counties and district health departments for the education and counseling relating to the prevention and treatment of AIDS	-	250,000 State Aid

Department of Agriculture

- | | | |
|--|---|------------------------|
| 1. Drought Emergency - Reserve to be distributed according to criteria determined by the Department. Recommendations are to be submitted to the Council of State for approval prior to distribution. | - | 1,000,000
(Reserve) |
|--|---|------------------------|

Judicial Department

- | | | |
|---|---------------------|---|
| 1. Increase yearly travel allowance by \$500 per year for each superior court judge | \$ 36,500 | - |
| 2. Establish the Buncombe County Mediation Center | 15,000
State Aid | - |

	House Recommendations 1988-89	Senate Recommendations 1988-89
Department of Community Colleges		
1. State Board Reserve - Start-up funds for programs, studies, small business programs and new ideas	\$ 1,000,000	-
2. WNCW - Public Radio - Isothermal Community College	79,912	-
3. Hearing Impaired Program at Wilson Tech - To provide continuation support with state support due to federal grants no longer being available	-	\$ 62,000
Department of Commerce		
1. Rural Economic Development Center - Microenterprise Fund	-	500,000 State Aid
2. Japan/European Offices - Provide rental expenses for the Japan Office (\$60,000) and data processing expenses (\$22,000 for the European Office	-	82,000
Department of Natural Resources and Community Development		
1. Forestry - To provide radios to forest firefighters	500,000	-
2. Pollution Prevention Pays - To provide grants	150,000 State Aid	-
3. Artificial reefs - To provide support to establish and maintain an artificial reef in the waters off Carteret County	100,000	-
4. Recreation Resource Service Contract - To provide support for a consulting service contract with North Carolina State University	-	158,000
University		
1. Western Carolina University - Funding for economic development efforts of the Center for the Improvement of Mountain Living	200,000	-
2. Western Carolina University - Centennial Celebration	50,000	-
3. NSCU Sewage Study - Continuation support for study of alternative disposal systems for residential sewage in those parts of N.C. where soil absorption qualities are poor	\$ 50,000	-
4. Lineberger Cancer Center's Breast Cancer Program - Support for the School of Medicine's program	-	\$ 368,750
Office of State Budget and Management (All Items Are State Aid)		
1. Alzheimer Model Adult Day Care Program, Alamance County (\$10,000) and, \$10,000 each for the Eastern and Western Chapters of the Alzheimer Disease Association to support hotlines	30,000	-

	House Recommendations 1988-89	Senate Recommendations 1988-89
2. Folkmoot, USA - Grant-in-Aid to the N.C. International Folk Festival for operating expenses of Folkmoot	-	18,750
3. Wake County - For the preparation of the environmental assessment and preliminary engineering for the development of the Little River Reservoir. (\$100,000 to be allocated from the Water and Sewer Funds in the Office of State Budget and Management.)	-	-
4. Carolina Charter Corporation - Related Records in Scotland	-	35,000
5. Union County Farmers' Market	-	50,000
6. General William C. Lee Museum - Grant for capital and operating expenses of the museum	50,000	-
7. Vance County Courthouse Renovations	100,000	-
8. N.C. Amateur Sports - 1989 State Games - Grant for operations	-	300,000
9. Sampson County - To construct an Adult Developmental Activity Program and Child Development Center Building. Land for the building is required as match.	\$ 150,000	-
10. N.C. Senior Citizens Federation - Funds to support general operations.	85,000	-
11. Jones County - Funds to complete construction of the Agricultural Center	40,000	-
12. Historic Rosedale (Charlotte) - for restoration	-	\$ 100,000
13. Hyde County Sheriff's Department - Grant for the construction of a communications tower for Ocracoke Island	-	80,000
14. Greenville Museum of Art, Inc. - Grant for the construction of an exhibition wing on present facility. Grant is to be matched by \$2 non-state funds for each \$1 state support. Funds already raised may be used as match	-	100,000
15. Southeastern Center for Contemporary Art, Forsyth County - Grant for capital needs. Match of non-state funds of \$2 is required for each \$1 of state support	-	500,000
16. Science Museum of Charlotte, Inc., Mecklenburg County - To provide a grant for operating expenses of Discovery Place	-	250,000
17. Cherokee Historical Association, Swain County - To provide a grant to support the Association's historical preservation programs and projects	-	30,000
18. Eastern N.C. Chamber of Commerce, Inc. for the Eastern Tour	-	50,000

	House Recommendations 1988-89	Senate Recommendations 1988-89
19. Historic Hope Foundation, Inc. Support for operations of Historic Hope Plantation	-	500,000
20. Martin County - Grant for restoration of Martin County Courthouse	-	25,000
21. Beaufort County - Grant for the joint Beaufort County/City of Washington recreation project	-	25,000
22. Neuse River Development Authority, Inc. - Funds to promote the fishing industry in North Carolina, to expand aquaculture projects and to promote small commercial fishing ventures	-	30,000
23. North Carolina State University - Grant for planning the Centennial Campus Center. Dollar for dollar match.	\$ 1,500,000	-

JULY 7, 1988

**CAPITAL IMPROVEMENT ITEMS
AGREED UPON JUNE 30, 1988**

	Recommendations <u>1988-89</u>
Department of Administration	
1. Underground Parking - North end of Bicentennial Mall (H 2427 - \$2.5 million bond authorization)	\$ -
2. Infrastructure Needs for Blue Ridge Road Complex - Extension to new Toxic Metal and Organic Analytical Lab	300,000
3. Low Level Radioactive Waste Management Site Development	2,000,000
4. Revenue Building - Final drawings for construction of new six-floor facility	<u>500,000</u>
SUBTOTAL-ADMINISTRATION	\$ 2,800,000
Department of Agriculture	
1. Curbs, gutters, etc. for State Fairgrounds	\$1,013,100
2. New Agronomic Lab- Planning	225,000
3. Watercraft Museum - Cost Overrun	290,700
4. Freezer Addition at Butner Warehouse	<u>841,000</u>
SUBTOTAL-AGRICULTURE	\$ 2,369,800
Department of Correction	
1. Wastewater Treatment Facility Upgrading, Caledonia	\$ 1,300,000

July 8, 1988

Recommendations
1988-89

2. Complete chapel at Western Correctional Center	65,000
3. Complete chapel at Harnett Youth Center	<u>93,000</u>
SUBTOTAL-CORRECTION	\$ 1,458,000

Department of Human Resources

1. Black Mountain Center - Supplement for on-going renovations	\$ 852,000
--	------------

Department of Justice

1. SBI Facility, Garner Road - Design completion, site development, and construction funds	\$ 8,230,700
--	--------------

Department of Natural Resources and Community Development

1. Civil Works Projects Reserve	\$ 503,000
2. Stallings Air Field - Repairs to Aprons of Airfield (\$312,000 from Highway Funds)	-
3. Eno River State Park - Land Purchase	<u>250,000</u>

**SUBTOTAL-NATURAL RESOURCES
AND COMMUNITY DEVELOPMENT**

\$ 753,000

Department of Community Colleges

1. Construction Funds	
a. Rowan TC - Cabarrus County Satellite	500,000
b. Wilkes CC - Skills Center	700,000
c. Guilford Tech - Aviation/Transportation Building	1,700,000
d. Central Piedmont - Optical Disc Facility	1,000,000
e. Edgecombe - Completion of library/classroom building	330,000
f. Wayne Community College - Classroom Building	900,000
g. Vance-Granville - Repay Loan	350,000
h. Isothermal CC - Land Purchase	121,000
i. Vocational Textile School - Safety Energy and Handicap Code Requirements (\$684,300). To be allocated from Repairs and Renovations Reserve in Office of State Budget.	-

**SUBTOTAL-COMMUNITY
COLLEGES**

\$ 5,601,000

Department of Crime Control and Public Safety

1. National Guard Military Center Addition planning, Raleigh	\$ 65,000
--	-----------

	Recommendations <u>1988-89</u>
Department of Cultural Resources	
1. Tryon Palace - Renovate Disoway House	\$ 100,000
University of North Carolina	
1. Construction Funds	
a. NCSU - Addition/Remodel Scott Hall	\$ 8,863,500
b. UNC-Charlotte - Cost overrun on Applied Research Lab Facility	1,250,000
c. Planning Funds - Centennial Campus	710,000
d. Land Purchases - East Carolina University	500,000
e. UNC-Asheville - Arboretum capital improvements; design work and planning (\$450,000)	2,050,000
f. Repairs and Renovations	<u>10,000,000</u>
SUBTOTAL-UNIVERSITY	\$ 23,373,500
Office of State Budget	
1. Repairs/Renovation Reserve	
Designated Allocations:	
(1) State Capitol grounds improvements -	\$500,000
(2) Vocational Textile School	684,300
2. Construction of new dorms (600 beds) for Department of Correction	<u>\$17,447,391</u>
SUBTOTAL - OSB	\$ 17,447,391
GRAND TOTAL	\$ 63,050,391
	\$312,000 HF

**NON-RECURRING ITEMS
AGREED UPON JUNE 30, 1988**

	Recommendations <u>1988-89</u>
Office of the Lieutenant Governor	
1. Continue support for the Commission on Jobs and Economic Growth until December 31, 1988	\$ 40,793
Department of Public Education	
1. Uniform Education Reporting System - Funds to complete implementation of the Uniform Education Reporting System in all school units. Funds are to be expended by the State Board of Education to purchase financial management information services, equipment and software, and data communications capabilities that meet all standards of the Uniform Education Reporting System	6,870,000
2. Latchkey Program - Provides incentive grants to local school systems to establish before and after school care programs for children in grades K-9	4,200,000 State Aid

Recommendations
1988-89

- | | |
|---|---------|
| 3. State Advisory Council on Indian Education Funds to support a State Advisory Council on Indian Education to advise the State Board of Education | 20,000 |
| 4. Prevention/Student Assistance Program - Funds to local school systems to support student assistance programs that are now the responsibility of the Public Schools under SB 1356 | 750,000 |
| 5. DARE Program - Materials and workbooks for students in local school systems who are enrolled in the DARE Program | 247,000 |

SUBTOTAL - PUBLIC EDUCATION

\$ 12,087,000

Department of Administration

- | | |
|--|---------------------|
| 1. Contractual services for developing a master plan for the Blue Ridge Road complex | \$ 100,000 |
| 2. Transition Expenses - Council of State, Governor and Lieutenant Governor (Reserve) | 110,000 |
| 3. Inauguration Expense | 50,000 |
| 4. Rape Crisis Centers - Continue operations of local centers that previously received federal victims assistance funding. | 368,000 |
| 5. State Construction - Support for a traffic flow study of the State Government Complex | State Aid
30,000 |
| 6. State Construction Office - To provide eight additional engineers and operating support | 401,839 |
| 7. Per Diem for State Building Commission | <u>25,000</u> |

SUBTOTAL - ADMINISTRATION

\$ 1,084,839

Department of Revenue

- | | |
|---|----------------|
| 1. Reserve for establishing Computer Center as part of a Distributed System with the State Computer Center and to prepare a "disaster" recovery and operations plan for major, critical computer applications | \$ 2,259,089 |
| 2. Postage due to rate increase | <u>251,000</u> |

SUBTOTAL - REVENUE

\$ 2,510,089

Department of Human Resources

- | | |
|---|--|
| 1. Bingo Law License Transfer - Reserve for the purpose of transferring the responsibility for issuing Bingo Licenses from the Department of Revenue to the Department of Human Resources as required by Chapter 866 (HB 10) of the 1987 Session Laws | \$ 25,000 |
| 2. Aging Program Funds - These funds will make additional activities available for older adults such as transportation, and senior center services | 2,000,000 GF
State Aid
2,000,000 HF
State Aid |
| 3. Group Homes for the Mentally Retarded - Start-up funds for 23 group homes for the Mentally Retarded approved by the U.S. Department of Housing and Urban Development (HUD) 1987 Section 202 allocations. | 1,495,000
State Aid |

Recommendations
1988-89

4.	ICF/MR Group Homes - Start-up costs for 5 Intermediate Care Facilities for the Mentally Retarded (Gaston, 2; Cabarrus, 2 and Stanly, 1)	240,000 State Aid
5.	State Match for Federal Funds - Provide funds to allow the State to draw down \$111,175 of federal funds for in-home service programs for older adults. In-home service programs will allow older adults to remain in their communities, and avoid institutionalization	6,540
6.	AIDS Control Program - Funds to effectively manage the State's federally funded AIDS programs in the Division of Health Services	219,789 NA (receipts) (4)
7.	ADAP Funds - Grant of \$500 for each state allotted slot (5,241) to be used for building and/or equipment	2,620,500 State Aid
8.	United Cerebral Palsy of N.C. - Funds to support programs for disabled children	230,000 State Aid
9.	Children's Home Society of North Carolina - Grant-in-Aid for Society's Inter-agency Placement Program	200,000 State Aid
10.	Caswell County Family Medical Center - Provide funds to be used to construct an extension to the Caswell County Family Medical Center to help meet the health care needs of the area	145,000 State Aid
11.	Autism Society of N.C. to continue support for the summer camp program	262,000 State Aid

SUBTOTAL - HUMAN RESOURCES

\$ 7,224,040

Department of Crime Control and Public Safety

- | | |
|--|-----------|
| 1. Provide funds for departmentwide computer training. | \$ 71,000 |
|--|-----------|

Department of Correction

- | | |
|---|---------------------|
| 1. Life Safety Code equipment for prison field units under suit | \$ 499,500 |
| 2. Operating Funds for New Units: | |
| (a) Craggy Correctional Center | (Reserve) 1,107,023 |
| (b) Buncombe Correctional Center | (Reserve) 1,000,316 |
| (d) Women's Correctional Center - Infirmary Equipment | (Reserve) 220,000 |
| 3. Bridge Forestry Program - Reduce support of \$722,551 to \$293,769 due to delayed operational date | <u>(428,782)</u> |

SUBTOTAL - CORRECTION

\$2,398,057

Department of Agriculture

- | | |
|--|------------|
| 1. N.C. Agricultural Finance Authority Grant- To provide operating support for the Authority | \$ 100,000 |
| 2. Seed Testing Program Equipment. Replace seed germination testing equipment. | 30,000 |
| 3. N.C. Agricultural Produce Promotion. Provide funds for the promotion of N.C. Agricultural products through the "Goodness Grows in N.C." program | 100,000 |

Recommendations
1988-89

- | | |
|--|-------------------|
| 4. Mountain Research Station (Waynesville). Provide funds for a Sheep Demonstration Project. | 106,010 |
| 5. Reserve for Swine Testing. Provide funds in a reserve to test all swine herds to determine the identity of herds infected with the pseudorabies virus. Contracted services for blood drawings are included. | (Reserve) 835,785 |

SUBTOTAL - AGRICULTURE

\$ 1,171,795

Department of Commerce

- | | |
|--|------------------------|
| 1. N.C. Travel Council, promotion of national convention to be held in Charlotte | \$ 80,000
State Aid |
| 2. N.C. Rural Water Association - Grant | 90,000
State Aid |

SUBTOTAL - COMMERCE

\$ 170,000

Judicial Department

- | | |
|--|---------------------|
| 1. Fund a chief district court judge in district court district 16A, and a district attorney and an administrative assistant in Prosecutorial District 16A | \$ 46,811 |
| 2. Fund the Gaston County Custody Mediation Center for FY 1988-89 as a pilot program for one more year | 53,500
State Aid |
| 3. Appropriate funds for FY 1987-88 deficit in the Indigent Person's Attorney Fee Fund | 2,400,000 |
| Appropriate additional funds in a reserve for FY 1988-89 Indigent Persons' Attorney Fee Fund | (Reserve) 3,663,000 |

SUBTOTAL - JUDICIAL

\$ 6,163,311

Department of Justice

- | | |
|--|------------|
| 1. Funds are provided to pay attorneys' fees awarded in compliance with the Consent Judgment of Gingles vs. Thornburg that was finalized on March 18, 1987 | \$ 133,800 |
| 2. Continue support for the SBI's participation in the Drug Awareness Resistance Education Program | 104,005 |
| 3. Provide grant-in-aid for law enforcement at the public access and camping areas during peak use time at Jordan Lake and Kerr Lake: | |
| Chatham County | 25,000 |
| | State Aid |
| Vance County | 25,000 |
| | State Aid |
| 4. Increase operating funds for SBI to provide second year rental expense of the Capital District Office | 47,116 |

SUBTOTAL - JUSTICE

\$ 334,921

Recommendations
1988-89

Department of Community Colleges

1. Funds to address the nursing emergency in the State - To establish the Emergency Financial Assistance Fund for Nurses for Community College nursing students (H 2461) Ch1049 \$ 410,000

Department of Secretary of State

1. Printing and Distribution of the Directory of State Business Licenses and Permits \$ 20,000

Department of Natural Resources and Community Development

1. Oyster Culch Material - To increase development of oyster fishery \$ 150,000

University

1. Aid to Private Colleges: Additional Legislative Tuition Grant funds needed due to the federal curtailment of tuition assistance for military personnel \$ 149,219
State Aid
2. NCSU - Additional funds for the turfgrass research project 40,448
3. ECU - Continued matching funds for establishment of N.C. Geographic Alliance Network 50,000
4. NCSU - Funds to support implementation of the Research Triangle World Trade Center to help increase exports State Aid
100,000
5. Funds to address the nursing emergency in the State
 - (a) Funding to the State Education Assistance Authority to develop and distribute a comprehensive directory of financial aid programs available to nursing students (H 2461) Ch1049 \$ 20,000
 - (b) Emergency financial assistance funds for UNC nursing students (H 2461) Ch1049 140,000

SUBTOTAL - UNIVERSITY**\$ 499,667****Department of Transportation**

1. State Aid to Airports (1987 legislation) \$ 500,000
State Aid
2. Railroads - (1987 legislation) 116,666
State Aid

SUBTOTAL - TRANSPORTATION**\$ 616,666****Office of State Budget and Management (All items are State Aid)**

1. Liberty Cart - Grant-in-Aid to Duplin Outdoor Drama Society, Inc. for operations of the outdoor drama \$ 35,000
2. Mission Air Ministries, Inc. - Grant-in-Aid for continuing air transportation in medical emergencies 100,000

Recommendations
1988-89

3. Cunningham Foundation - To provide funds to plan the Air Museum at Havelock	100,000
4. Thalian Hall Center for Performing Arts, Inc. - Grant for renovation of Thalian Hall, a historic theater. State funds are to be matched on a basis of three non-state dollars for each state dollar. Funds must be matched within twelve months. If not, the state funds are to revert.	1,000,000
5. Strike at the Wind - Grant to Robeson Historical Drama, Inc. to aid in production of drama	35,000
6. Minority Business Development (\$100,000 each for Southeastern N.C. Business and Professional League, Triad Area, and Fayetteville Minority Business League	300,000
7. "At the Foot of the Cross Chapel, Inc. - Grant of new funds for construction of building extension to be used as a Chapel at Johnston Prison Unit. Unexpended prior appropriations to the Department of Correction for construction of the Johnston Unit's Chapel are also to be transferred to this unit. No match is required.	40,000

**SUBTOTAL - OFFICE OF
STATE BUDGET**

\$1,610,000

General Assembly

1. Legislative Study Commission on Nursing (H 2461)	\$ 50,000 Ch1049
Total General Fund	\$ 36,612,178
Total Highways Fund	\$ 2,000,000

On motion of Senator Plyler, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 2389 (Committee Substitute)

Senator Winner for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on H. B. 2389 (Committee Substitute), a bill to provide for special tax treatment of Subchapter S Corporations submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 2389 (Third Edition), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SPECIAL TAX TREATMENT OF SUBCHAPTER S CORPORATIONS, wish to report as follows:

The House concurs in Senate Amendment No. 1 with the following change: delete the last two lines of Senate Amendment No. 1 and substitute the following: "and further on page 9, line 13, by rewriting the line to read: 'July 1, 1990.'";

The House concurs in Senate Amendment No. 2 with the following change: delete the phrase "December 31, 1988" in Senate Amendment No. 2 and substitute "June 30, 1990".

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 8th day of July, 1988.

S/Dennis Winner
S/William Goldston
S/R. C. Soles, Jr.

S/Alex Hall
S/Ivan Mothershead
S/Albert Lineberry

*Conferees on the part
of the Senate*

*Conferees on the part of the
House of Representatives*

On motion of Senator Winner, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.B. 669 (House Committee Substitute), a bill to clarify the State Tort Claims Act and related Statutes, to improve the administration of the act, for concurrence in the House Committee Substitute bill.

On motion of Senator Rand, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Rand, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 2652, a bill to amend the laws regarding various service purchases at full cost in the Teachers' and State Employees' Retirement System and in the Local Governmental Employees' Retirement System, after the completion of five years of creditable service, upon third reading.

Senator Hipps is excused from voting for the stated reason: "previous part-time employment."

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Allran, Barker, Bryan, Cobb, Conder, Daniel, Ezzell, Goldston, Guy, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Rand, Rauch, Richardson, Royall, Sands, Seymour, Shaw, Sheron, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas, Walker, Ward, Warren, and Winner--40.

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2656 (Senate Committee Substitute No. 2), a bill providing for the Legislative Research Commission to study the three North Carolina Aquariums and the issue of charging a fee for admission to those museums, with those fees being used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at those aquariums.

The Senate Committee Substitute bill No. 2 passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in the Senate Committee Substitute bill No. 2.

The Chair declares the Senate in recess until 4:00 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 2389
(Committee Substitute)

HOUSE OF REPRESENTATIVES
July 8, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House CSB No. 2389, a bill to be entitled an act to provide for special tax treatment of Subchapter S Corporations to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE COLLINS
Principal Clerk

H. B. 2641
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 8, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate CS for House B. 2641, a bill to be entitled an act to appropriate funds for the 1988-89 fiscal year to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

July 8, 1988

H.B. 2641 (Committee Substitute), an act to appropriate funds for the 1988-89 fiscal year. (Ch. 1086)

S.B. 669 (Committee Substitute), an act to clarify the State Tort Claims Act and related Statutes, to improve the administration of the Act. (Ch. 1087)

H.B. 2652, an act to amend the laws regarding various service purchases at full cost in the Teachers' and State Employees' Retirement System and in the Local Governmental Employees' Retirement System, after the completion of five years of creditable service. (Ch. 1088)

H.B. 2389 (Committee Substitute), an act to provide for special tax treatment of Subchapter S Corporations. (Ch. 1089)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S.J.R. 1866 (Committee Substitute), a joint resolution authorizing the 1987 General Assembly, 1988 Session, to consider a motion to remove from the table and consider **Senate Bill 456**, a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto, for concurrence in the House Committee Substitute Joint Resolution which changes the title, upon concurrence, to read **S.J.R. 1866** (House Committee Substitute), a joint resolution authorizing the Senate of the 1987 General Assembly, 1988 Session, to consider a motion to remove from the table **Senate Bill 456**, a bill to be entitled an act to amend the constitution to secure to the Governor the power of veto.

Referred to **Rules and Operations of the Senate Committee.**

H.B. 1237
(Senate Committee Substitute)

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Com Sub to **House B. 1237**, a bill be entitled an act to regulate investment advisers and requests conferees. The Speaker has appointed Representatives Redwine, Lineberry, Hackney, Bob Ethridge, and Hunter on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

RECALL FROM THE HOUSE OF REPRESENTATIVES

H.B. 2430

Senator Rauch offers a motion to recall from the House of Representatives for further consideration by the Senate **H.B. 2430**, as amended to read upon concurrence, a bill to provide that sales and use taxes shall be imposed on certain mail order sales and to allow a three percent discount to merchants for collecting State sales and use taxes. The motion prevails, without objection. A message is ordered sent to the House of Representatives requesting the return of the bill for further consideration.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S.B. 1559 (Committee Substitute), a bill to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds, for concurrence in House Amendments No. 1, No. 2, and No. 3.

On motion of Senator Richardson, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Richardson, the Senate concurs in House Amendments No. 1, No. 2, and No. 3 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

H.B. 2524 (Committee Substitute), a bill to appropriate funds for minority economic development project grants and for the North Carolina Institute of Minority Economic Development.

On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

The Chair orders the Committee Substitute bill temporarily displaced.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Barnes for the **Judiciary I Committee**:

H.B. 2489, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, as amended by the Finance Committee, with a favorable report, as amended.

On motion of Senator Barnes, the rules are suspended and the bill, as amended, is placed before the Senate for consideration and on his further motion Committee Amendments No. 3 and No. 4 are adopted.

Senator Kaplan offers Amendment No. 5 which is adopted (electronically recorded).

The Chair orders the bill, as amended, temporarily displaced.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2430

HOUSE OF REPRESENTATIVES
July 8, 1988

Mr. President:

Pursuant to your message recalling **H.B. 2430** "A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SALES AND USE TAXES SHALL BE IMPOSED ON CERTAIN MAIL ORDER SALES", the House of Representatives is returning the bill for your further consideration.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

July 8, 1988

Senator Guy moves that the vote by which the bill, as amended to read, H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales and to allow a three percent discount to merchants for collecting State sales and use taxes, passed its third reading be reconsidered, which motion prevails.

Senator Guy offers a motion that the vote by which Amendment No. 1 was adopted be reconsidered, which motion prevails.

Without objection, Senator Guy withdraws Amendment No. 1 which changes the title to read, H.B. 2430, a bill to provide that sales and use taxes shall be imposed on certain mail order sales.

The bill passes its third reading by roll-call vote, ayes 38, noes 6, as follows:

Voting in the affirmative: Senators Allran, Barnes, Basnight, Block, Bryan, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Rand, Rauch, Richardson, Shaw, Sherron, Simpson, Soles, Speed, Swain, Taft, Tally, Ward, Warren, and Winner--38.

Voting in the negative: Senators Barker, Daniel, Ezzell, Sands, Seymour, and Staton--6.

The bill is ordered enrolled.

CONFEREES APPOINTED

H.B. 1237 (Senate Committee Substitute), a bill to regulate investment advisers.

Pursuant to the request of the House of Representatives, Senator Rauch moves that the President appoint conferees, which motion prevails. The President appoints Senators Rauch, Rand, and Harris as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR (Continued)

H.B. 2524 (Committee Substitute), a bill to appropriate funds for minority economic development project grants and for the North Carolina Institute of Minority Economic Development, temporarily displaced earlier.

The Chair relinquishes the gavel to the Honorable Marshall A. Rauch, Senator from Gaston County, who presides.

After lengthy debate, Senator Rand calls the previous question, seconded by Senator Kaplan. The call is sustained.

The Committee Substitute bill passes its second reading (electronically recorded).

After further debate, Senator Rand calls the previous question, seconded by Senator Kaplan. The call is sustained.

The Committee Substitute bill passes its third reading and is ordered enrolled.

The Chair declares the Senate in recess for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H.B. 2489, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, as amended, temporarily displaced earlier.

Senator Barker offers Amendment No. 6 which is adopted (electronically recorded).

Senator Block offers Amendment No. 7.

The bill, as amended, with Amendment No. 7 pending, is ordered temporarily displaced.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1668, an act to provide standards for the removal and return of juveniles from their homes and to appropriate funds to the Office of Guardian Ad Litem Services under the Administrative Office of the Courts for dependency cases. (Ch. 1090)

S.B. 1620, an act to require actuarial notes for changes in health, disability, and related benefits for teachers and State employees. (Ch. 1091)

H.B. 2462, an act to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the University of North Carolina. (Ch. 1092)

H.B. 2656 (Senate Committee Substitute No. 2), an act providing for the Legislative Research Commission to study the three North Carolina Aquariums and the issue of charging a fee for admission to those museums, with those fees being used to plan, construct, operate, and support live marine mammal pavilions and rehabilitation facilities at those aquariums. (Ch. 1093)

S.B. 1840 (Committee Substitute), an act to appropriate funds for certain governmental and non-governmental entities. (Ch. 1094)

CALENDAR (Continued)

H.B. 2489, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, as amended, with Amendment No. 7 pending, temporarily displaced earlier.

Amendment No. 7 is adopted (electronically recorded).

Senator Winner offers Amendment No. 8 which is adopted (electronically recorded).

Senator Barnes calls the previous question, seconded by Senator Kaplan. The call is sustained.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendments No. 1, No. 3, No. 4, No. 5, No. 6, No. 7, and No. 8.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 53 (Committee Substitute), a bill to increase the retirement formula for members and beneficiaries of the Teachers' and State Employees' Retirement System and members and beneficiaries of the Local Governmental Employees' Retirement System.

On motion of Senator Marvin, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Marvin offers Amendment No. 1 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

REPORTS OF COMMITTEES

The following standing committee reports are submitted out of the regular order of business, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

H.B. 245, a bill to require the State Board of Education, the State Board of Community Colleges and the University Board of Governors to meet jointly at least once a year, with a favorable report.

H.B. 2287, a bill to broaden coverage under the State Scholarship Program for children of war veterans and establish entitlement termination dates, with a favorable report.

On motion of Senator Rand, the bill is re-referred to the Veterans Affairs and Senior Citizens Committee.

H.B. 2397, a bill to reduce the minimum years of service required for membership in the Legislative Retirement System, with a favorable report.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2528, a bill to appropriate funds to the Center for Community Self-Help for operations.

On motion of Senator Rand, the rules are suspended (electronically recorded), and the bill is placed before the Senate for immediate consideration.

Senator Parnell offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second reading (electronically recorded).

Senator Cobb objects to the third reading of the bill.

Senator Kaplan offers a motion to suspend the rules and place the bill, as amended, before the Senate upon third reading, which motion prevails (electronically recorded).

The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

On motion of Senator Harrington, seconded by Senator Ward, the Senate adjourns at 6:50 P.M. to meet Monday, July 11, at 4:00 P.M.

ONE HUNDRED SIXTY-SECOND DAY

SENATE CHAMBER,
Monday, July 11, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"Our Father, as we come to the waning hours of this summer session and prepare to go our separate ways, we ask of Thee a double gift: a sense of satisfaction that our State has been served well in the things which we have done here; and grace to commit the balance to Thee, confident that Thou alone art able to guide the destinies of those who put their trust in Thee. Amen."

Senator Harris for the Rules and Operation of the Senate Committee announces that the Journal of Friday, July 8, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Harrington, Johnson of Cabarus, Hipps, and Block for tonight.

The Chair declares the Senate in recess until 5:00 P.M. for the purpose of Committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Plyler for the Appropriations Committee:

H.B. 781 (Committee Substitute), a bill to establish a birth defects registry, with an unfavorable report as to House Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, **H.B. 781** (Senate Committee Substitute), a bill to make further appropriations for the 1988-89 fiscal year, is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Senate Committee Substitute bill is adopted, and on his further motion remains before the Senate for further consideration.

Senator Royall offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment, for concurrence in the Senate Committee Substitute bill.

CONFERENCE REPORT

H.B. 1237 (Senate Committee Substitute)

Senator Rauch for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 1237** (Senate Committee Substitute), a bill to regulate investment advisers, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Bill 1237, A BILL TO BE ENTITLED AN ACT TO REGULATE INVESTMENT ADVISORS, wish to report as follows: The House of Representatives concurs in the Senate Committee Substitute (Eighth Edition) with the following amendments:

- on page 1, line 13, by deleting "(2)" and substituting "(1)";
- on page 3, line 28, by deleting "(3)" and substituting "(2)";
- on page 3, line 30, by deleting "(4)" and substituting "(3)";
- on page 4, line 31, by rewriting the line to read "person, or";
- on page 5, line 7, by deleting "; or" and substituting a period; and
- on page 23, lines 22-25, by rewriting the lines to read:

"Sec. 2. Notwithstanding the provisions of G.S. 78C-26(c), the Secretary of State shall retain from the funds generated by the fees provided for in this act the sum of one hundred thirty-two thousand eight hundred thirty-two dollars (\$132,832) for the 1988-89 fiscal year to be used to implement the provisions of this act.";

and on page 23, lines 31-32, by deleting "Section 2 of this act shall become effective July 1, 1988."

and the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1988.

S/Marshall Rauch
S/Ollie Harris
S/Anthony Rand

S/David Redwine
S/Albert S. Lineberry
S/Bob Etheridge
S/Joe Hackney
S/Robert C. Hunter

*Conferees on the part
of the Senate*

*Conferees on the part of the
House of Representatives*

On motion of Senator Rauch, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 1559 (Committee Substitute), an act to provide for the urgent needs of older adults, to begin building an in-home and community-based system of services for older adults, and to appropriate the necessary funds. (Ch. 1095)

H.B. 2430, an act to provide that sales and use taxes shall be imposed on certain mail order sales. (Ch. 1096)

H.B. 2524 (Committee Substitute), an act to appropriate funds for minority economic development project grants and for the North Carolina Institute of Minority Economic Development. (Ch. 1097)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

July 11, 1988

By Senator Harrington:

S.J.R. 1869, a joint resolution providing for adjournment *sine die* of the General Assembly.

Without objection, on motion of Senator Rand, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration.

Senator Rand offers Amendment No. 1 which is adopted (electronically recorded).

The joint resolution, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H.B. 245, a bill to require the State Board of Education, the State Board of Community Colleges and the University Board of Governors to meet jointly at least once a year.

Senator Simpson rises to a point of order as to the eligibility for consideration of the bill under Res. 37. The Chair fails to sustain the point of order ruling the bill properly before the Senate.

The bill passes its second reading (electronically recorded).

Senator Rand objects to the third reading of the bill.

The bill is ordered placed on the Calendar for tomorrow for further consideration upon third reading.

H.B. 2397, a bill to reduce the minimum years of service required for membership in the Legislative Retirement System.

On motion of Senator Hunt of Durham, the bill is recommitted to the **Pensions and Retirement Committee**.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H.B. 1237
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 11, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the conferees on Senate C.S. House B. No. 1237, A BILL TO BE ENTITLED AN ACT TO REGULATE INVESTMENT ADVISERS, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

S.B. 1676 (Committee Substitute), a bill to appropriate funds for the Administrative Rules Review Commission, to clarify the Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, and to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health

citations and penalties, for concurrence in the House Committee Substitute bill No. 2, which changes the title, upon concurrence, to read, S.B. 1676 (House Committee Substitute No. 2), a bill to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes. (See Addendum)

Senator Barnes offers a motion to suspend the rules and to place the House Committee Substitute bill No. 2 before the Senate for immediate consideration.

Senator Cobb rises to a point of order as to whether the House Committee Substitute bill No. 2 can be considered pursuant to Res. 37.

The Chair takes the point of order under advisement and orders the House Committee Substitute bill No. 2 temporarily displaced.

H.B. 2407 (Committee Substitute), a bill for capital improvements and satellite jail/work release units.

On motion of Senator Parnell, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Royall offers Amendment No. 1 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger, for concurrence in Senate Amendment No. 1.

S.B. 109 (Committee Substitute), a bill to permit pensioners in the Firemen's and Rescue Squad Workers' Pension Fund to perform volunteer duties while receiving a pension, for concurrence in the House Amendment No. 1.

On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Senate concurs in House Amendment No. 1 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

S.B. 257, a bill to modify the procedures for reports by the University of North Carolina on vending facility operations, so as to delete a requirement for quarterly reports, and limit the applicability to institutional trust funds, for concurrence in the House Committee Substitute bill without engrossment of Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, and No. 8.

On motion of Senator Plyler, the rules are suspended, and the House Committee Substitute bill which changes the title to read, S.B. 257 (House Committee Substitute), a bill to create and continue various Committees and Commissions and to make changes in the budget operations of the State, is placed before the Senate for immediate consideration.

Without objection, on motion of Senator Plyler, members of the Fiscal Research staff are allowed to remain on the floor for the purpose of assisting with the explanation of the House Committee Substitute bill.

Senator Cobb rises to a point of order as to whether the House Committee Substitute bill, containing local appropriations can be considered under Res. 37.

The Chair fails to sustain the point of order and rules the House Committee Substitute bill properly before the Senate, under a suspension of the Rules.

Senator Royall offers a second motion to suspend the rules to place the House Committee Substitute bill before the Senate for immediate consideration, which motion prevails (electronically recorded).

After lengthy debate, Senator Plyler calls the previous question, seconded by Senator Kaplan. The call is sustained.

On motion of Senator Plyler, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES (Continued)

S.B. 1676 (House Committee Substitute No. 2), a bill to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes, displaced earlier with point of order under advisement.

The Chair rules that the House Committee Substitute bill No. 2 is in proper order for consideration by the Senate.

Senator Barnes offers a motion to suspend the rules and place the House Committee Substitute bill No. 2 before the Senate for immediate consideration, which motion fails to prevail (electronically recorded), for lack of majority vote.

Without objection, the House Committee Substitute bill No. 2 is ordered placed on the Calendar for tomorrow for concurrence.

WITHDRAWAL FROM CALENDAR

H.B. 245, a bill to require the State Board of Education, the State Board of Community Colleges and the University Board of Governors to meet jointly at least once a year, upon third reading.

Senator Rand withdraws his objection to the third reading of the bill and the bill is taken from the Calendar for tomorrow and, without objection, is placed before the Senate for further consideration upon third reading.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H.B. 1237 (Senate Committee Substitute), an act to regulate investment advisers. (Ch. 1098)

WITHDRAWAL FROM COMMITTEE

S.J.R. 1866 (House Committee Substitute), a joint resolution authorizing the Senate of the 1987 General Assembly, 1988 Session, to consider a motion to remove from the table Senate Bill 456, a bill to be entitled an act to amend the Constitution to secure to the Governor the power of veto.

Senator Cobb offers a motion to suspend the rules and remove the House Committee Substitute joint resolution from the **Rules and Operation of the Senate Committee** and place it for immediate consideration, which motion fails to prevail (electronically recorded).

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S.B. 1868, a bill to provide for the use of pen registers and trap and trace devices in conformity with federal law, for concurrence in the House Committee Substitute bill.

On motion of Senator Rand, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Rand, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

S.B. 847 (Committee Substitute), a bill to permit a member of the Teachers' and State Employees' Retirement System to purchase time lost due to an extended illness, by paying the full actuarial cost for concurrence in House Amendment No. 1.

On motion of Senator Speed, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Speed, the Senate concurs in House Amendment No. 1 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

PROTEST

Senator McDuffie rises to submit a letter of protest and requests that it be forwarded to the Joint Legislative Ethics Committee. Without objection, the Chair directs the document, with attachments, forwarded to the Joint Legislative Ethics Committee. (See Addendum)

The President acknowledges the following pages serving in the Senate this week: Mary Margaret Barker, Oriental; Peter G. Bine, Jr., Cary; Kendra Win Cover, Raleigh; Laurie Dardanell, Raleigh; Lee Dunn, Raleigh; Michelle Jones, Willow Springs; Meredith Pruitt, Raleigh; Paul Newton Stephenson, Cary; and Susan Michelle Thompson, Raleigh.

On motion of Senator Harris, seconded by Senator Guy, the Senate adjourns at 9:20 P.M. to meet tomorrow at 10:00 A.M.

ONE HUNDRED SIXTY-THIRD DAY

SENATE CHAMBER,
Tuesday, July 12, 1988.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Vernon C. Tyson, Senate Chaplain, as follows:

"An Irish Blessing. May the *road* rise up to meet *you*, May the *wind* be always at your *back*. May the *sun* shine warm upon your *face*, And the *rain* fall softly upon your *fields*. And, until we meet again, may *God* hold you in the palm of His Hand. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday, July 11, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence for today to Senators Marvin, Hipps, Staton, and Hardison.

CONFERENCE REPORT

H.B. 288

(Senate Committee Substitute)

Senator Warren for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on H.B. 288 (Senate Committee Substitute), a bill regarding modifying the penalty for failure to list a motor vehicle for property taxes and amending the North Carolina Motor Vehicle Salvage Title Law, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H.B. 288 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING MODIFYING THE PENALTY FOR FAILURE TO LIST A MOTOR VEHICLE FOR PROPERTY TAXES AND AMENDING THE NORTH CAROLINA MOTOR VEHICLE SALVAGE TITLE LAW, wish to report as follows:

The House concurs in the Senate Committee Substitute with the following amendment: delete the entire Senate Committee Substitute from page 1, line 1 through page 4, line 18 and substitute the attached proposed Conference committee substitute PCCS-2363.

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1988.

S/Robert Warren
S/William Goldston
S/Ralph S. Hunt
S/James C. Johnson
S/Robert S. Swain

*Conferees on the part
of the Senate*

S/David Bumgardner
S/Joe Mavretic
S/Richard Wright
S/Robert Mcalister
S/Joe Hackney

*Conferees on the part of the
House of Representatives*

The text of the proposed Conference Committee Substitute is as follows:

HOUSE BILL 288

Senate Committee Substitute Adopted 6/16/88
Proposed Conference Committee Substitute PCCS2363

Short Title: Modify Salvage Title.

(Public)

March 23, 1987

**A BILL TO BE ENTITLED
AN ACT AMENDING THE NORTH CAROLINA MOTOR VEHICLE
SALVAGE TITLE LAW.**

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-4.01(33)(d) is rewritten to read:

"(d) Salvage Motor Vehicle.—Any motor vehicle damaged by collision or other occurrence to the extent that the cost of repairs to the vehicle and rendering the vehicle safe for use on the public streets and highways would exceed seventy-five percent

(75%) of its fair retail market value. Repairs shall include the cost of parts and labor. Fair market retail values shall be as found in the NADA pricing Guide Book or other publications approved by the Commissioner."

Sec. 2. G.S. 20-71.3 is amended by deleting the third sentence and substituting the following:

"Any motor vehicle damaged by collision or other occurrence which is to be retitled in this State shall be subject to preliminary and final inspections by the Enforcement Section of the Division, and the Division shall refuse to issue a title to a vehicle which has not undergone a preliminary inspection. Any motor vehicle which has been branded in another state shall be branded with the nearest applicable brand specified in this section, except that no junk vehicle or vehicle that has been branded junk in another state shall be titled or registered. A motor vehicle damaged by collision or other occurrence may be repaired and an unbranded title issued if the cost of repairs, including parts and labor, does not exceed seventy-five percent (75%) of its fair market retail value."

Sec. 3. G.S. 20-71.4 is rewritten to read:

"§ 20-71.4. Failure to disclose damage to a vehicle shall be a misdemeanor.—(a) It shall be unlawful and constitute a misdemeanor for any person who knows or reasonably should know that a motor vehicle has been involved in collision or other occurrence to the extent that the cost of repairing that vehicle exceeds twenty-five percent (25%) of its fair market retail value to fail to disclose that fact to the transferee prior to transfer of the vehicle.

(b) It shall be unlawful for any person to remove the title or supporting documents to any motor vehicle from the State of North Carolina with the intent to conceal damage (or damage which has been repaired) occurring as a result of a collision or other occurrence. Violation of this statute shall constitute a misdemeanor."

Sec. 4. Sections 1 and 2 of this act are effective upon ratification and shall expire June 30, 1989, at which time those laws shall read as they did on January 1, 1988. Section 3 of this act shall become effective October 1, 1988, and applies to offenses committed on or after that date.

On motion of Senator Warren, the Conference Report is adopted (electronically recorded), changing the title to read H.B. 288, a bill amending the North Carolina Motor Vehicle Salvage Title Law and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S.B. 1676 (House Committee Substitute No. 2), a bill to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes, upon concurrence in the House Committee Substitute bill No. 2.

On motion of Senator Barnes, the Senate fails to concur in House Committee Substitute bill No. 2 (electronically recorded).

Senator Barnes moves that the President appoint conferees, which motion prevails. The President appoints Senators Barnes, Royall, and Warren as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 288
(Senate Committee Substitute)

HOUSE OF REPRESENTATIVES
July 12, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Committee Substitute for **H.B. 288, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA MOTOR VEHICLE SALVAGE TITLE LAW**, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

The Chair declares the Senate in recess until 11:30 A.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan, III Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.B. 2489

HOUSE OF REPRESENTATIVES
July 12, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate Amendment No. 6, No. 7, and No. 8 to **H.B. 2489**, a bill to be entitled an act to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, and requests conferees. The Speaker has appointed Representatives Hackney, Blue, Miller, Privette, and Cromer on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

Senator Barnes moves that the President appoint conferees, which motion prevails. The President appoints Senators Barnes, Rauch, Sands, Bryan, and Hunt of Moore as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

The Chair declares the Senate in recess until 12:30 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S.B. 1676

(House Committee Substitute No. 2)

HOUSE OF REPRESENTATIVES

July 12, 1988

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Committee Substitute No. 2 to S.B. 1676, a bill to be entitled an act to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes, the Speaker has appointed as conferees on the part of the House, Representatives Nesbitt, Watkins, and Michaux to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

S/GRACE A. COLLINS

Principal Clerk

S.B. 1585 (House Committee Substitute), a bill to increase the death benefit under the Teachers' and State Employees' Retirement System and increase the threshold amounts in the bid statutes for purchases, and to authorize waiver of certain bid bonds, for concurrence in the House Committee Substitute bill, which changes the title to read **S.B. 1585**, a bill to be entitled an act to increase the death benefit under the Teachers' and State Employees' Retirement System and increase the threshold amounts in the bid statutes for purchases, and to authorize waiver of certain bid bonds.

On motion of Senator Rand, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Rand, the Senate concurs in the House Committee Substitute bill (electronically recorded) and the House Committee Substitute bill is ordered enrolled.

WITHDRAWAL FROM COMMITTEE

H.B. 2397, a bill to reduce the minimum years of service required for membership in the Legislative Retirement System.

Without objection, on motion of Senator Hunt of Durham the rules are suspended and the bill is taken from the Pensions and Retirement Committee and is placed before the Senate, for immediate consideration.

Senator Royall offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger for concurrence in Senate Amendment No. 1.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 109, an act to permit pensioners in the Firemen's and Rescue Squad Workers' Pension Fund to perform volunteer duties while receiving a pension. (Ch. 1099)

S.B. 257 (House Committee Substitute), an act to create and continue various Committees and Commissions and to make changes in the budget operations of the State. (Ch. 1100)

H.B. 781 (Senate Committee Substitute), an act to make further appropriations for the 1988-89 fiscal year. (Ch. 1101)

H.B. 245, an act to require the State Board of Education, the State Board of Community Colleges and the University Board of Governors to meet jointly at least once a year. (Ch. 1102)

S.B. 847 (Committee Substitute), an act to permit a member of the Teachers' and State Employees' Retirement System to purchase time lost due to an extended illness, by paying the full actuarial cost. (Ch. 1103)

S.B. 1868, an act to provide for the use of pen registers and trap and trace devices in conformity with federal law. (Ch. 1104)

INTENTION TO RECALL FROM COMMITTEE

H.B. 2364, a bill to amend the Charter of the Town of Wrightsville Beach to provide for the adoption of ordinances by initiative and referendum.

Senator Block rises and announces his intention, pursuant to Rule 47, to offer a motion on Wednesday, July 13, to suspend the rules and recall the bill from the **Local Government and Regional Affairs I Committee** for immediate consideration by the Senate.

Senator Ezzell rises to a point of order as to the restriction of Rule 47 to authors of Senate bills. The Chair sustains the point of order and rules that Senate Rule 47 is applicable only to Senate bills and a motion to recall a House bill is out of order.

The Chair declares the Senate in recess until 3:15 P.M. for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H.B. 288 (Senate Committee Substitute), an act amending the North Carolina Motor Vehicle Salvage Title Law. (Ch. 1105)

H.B. 2407 (Committee Substitute), an act for capital improvements and satellite jail/work release units. (Ch. 1106)

H.B. 2528, an act to appropriate funds to the Center for Community Self-Help for operations. (Ch. 1107)

S.B. 1585, an act to increase the death benefit under the Teachers' and State Employees' Retirement System and increase the threshold amounts in the bid statutes for purchases, and to authorize waiver of certain bid bonds. (Ch. 1108)

H.B. 2397, an act to reduce the minimum years of service required for membership in the Legislative Retirement System. (Ch. 1109)

CONFERENCE REPORT

H.B. 2489

Senator Barnes for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 2489**, a bill to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 2489**, (2nd Edition), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE OFFENSE OF IMPAIRED DRIVING IN COMMERCIAL MOTOR VEHICLES, TO ASSESS A FEE FOR LICENSE REVOCATION FOR THE OFFENSE, AND TO INCREASE THE FEE FOR A CLASS A OR CLASS B LICENSE, wish to report as follows:

The House concurs in Senate Amendments No. 1, No. 3, No. 4, and No. 5, and the Senate and House agree to the following amendments:

and on page 2, line 14, by rewriting that line to read:

"138.2, except that convictions of impaired driving under G.S. 20-138.1 and G.S. 20-138.2 arising out of the same transaction shall be considered a single conviction of an offense involving impaired driving for any purpose under this Chapter.";

on page 4, line 33, by inserting a new sentence between the period and quotation marks to read:

"Under this section only, a final conviction of any driver for violating G.S. 20-138.1 shall not be grounds for revoking the license of such driver.";

and on page 2 of Senate Amendment No. 4 by deleting in subdivision (4) the words "resulting solely from alcohol";

and on page 6, line 4, by deleting the quotation marks at the end of the line;

and on page 6, line 4, by deleting the quotation marks at the end of the line;

and on page 6, line 4-5, by inserting a new subsection (g) to read: " (g) The provisions of G.S. 20-139.1 shall apply to the offense of impaired driving in a commercial vehicle.'";

and on page 6, lines 19 and 28, by deleting the word "January" and substituting the word "June";

and on page 6, line 19, by inserting before the word "Provided" the following new sentence to read:

"This act shall expire June 30, 1989."

The Senate recedes from the Senate Amendments No. 6, No. 7, and No. 8.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1988.

S/Henson P. Barnes
S/Howard F. Bryan
S/Wanda H. Hunt
S/Marshall A. Rauch
S/Alexander P. Sands, Iii

*Conferees on the part
of the Senate*

S/Joe Hackney
S/Daniel T. Blue, Jr.
S/Charles L. Cromer
S/George W. Miller, Jr.
S/Coy C. Privette

*Conferees on the part of the
House of Representatives*

Senator Cobb rises to a point of order as to the expansion of the provisions of Amendment No. 8 by the conferees.

The Chair rules the Conference Report is in order.

On motion of Senator Barnes, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

S.B. 1676

(House Committee Substitute No. 2)

Senator Barnes for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on S.B. 1676 (House Committee Substitute No. 2), a bill to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes, submits the following Report:

To the President of the Senate and the
Speaker of the House of Representatives:

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on S.B. 1676 House Committee Substitute # 2 (PCS 5238), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ADMINISTRATIVE RULES REVIEW COMMISSION'S STATUS AS AN INDEPENDENT AGENCY, TO EXTEND THE REVIEW OF CERTAIN EXISTING RULES, TO REPEAL CERTAIN OCCUPATIONAL SAFETY AND HEALTH STANDARDS THAT DIFFER FROM THE FEDERAL STANDARDS, TO REVISE THE PROCEDURAL REQUIREMENTS FOR ADOPTION OF CERTAIN OCCUPATIONAL SAFETY AND HEALTH STANDARDS AND THE HEARING PROCESS FOR APPEALS OF CERTAIN OCCUPATIONAL SAFETY AND HEALTH CITATIONS AND PENALTIES, TO CONTINUE THE STAFFING OF THE OFFICE OF ADMINISTRATIVE HEARINGS, TO ESTABLISH A CIVIL RIGHTS DIVISION IN THAT OFFICE AND TO MAKE OTHER AMENDMENTS TO CHAPTERS 7A, 84 AND 150B OF THE GENERAL STATUTES, wish to report as follows:

The Senate concurs in the House Committee Substitute No. 2 (PCS 5238) with the following amendment, on page 8 lines 28 through 33 by deleting those lines in their entirety.

And the House concurs in the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1988.

S/Henson P. Barnes
S/Kenneth Royall, Jr.
S/Robert D. Warren

*Conferees on the part
of the Senate*

S/Martin Nesbitt
S/William T. Watkins
S/H. M. Michaux

*Conferees on the part of the
House of Representatives*

On motion of Senator Barnes, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S.B. 1676
(House Committee Substitute No. 2)

HOUSE OF REPRESENTATIVES
July 12, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on HCS No. 2 for **S.B. 1676**, a bill to be entitled an act to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

The Chair orders the House Committee Substitute bill No. 2 enrolled.

H.B. 2489

HOUSE OF REPRESENTATIVES
July 12, 1988

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on **H.B. 2489**, a bill to be entitled an act to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

S.B. 601 (Committee Substitute), a bill to increase the retirement formula for members and beneficiaries of the Teachers' and State Employees' Retirement System

July 12, 1988

and members and beneficiaries of the Local Governmental Employees' Retirement System, for concurrence in House Amendment No. 1.

Without objection, on motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Senate concurs in House Amendment No. 1 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

S. J. R. 1869, a joint resolution providing for adjournment *sine die* of the General Assembly, for concurrence in House Amendment No. 1.

On motion of Senator Harrington, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

On motion of Senator Harrington, the Senate concurs in House Amendment No. 1 (electronically recorded) and the joint resolution is ordered enrolled.

REMARKS OF LIEUTENANT GOVERNOR, ROBERT B. JORDAN III

On motion of Senator Rand, the rules are suspended to allow the Lieutenant Governor to address the Senate.

On motion of Senator Swain, the remarks of the Lieutenant Governor are spread upon the Journal, as follows:

"Let me just take a few moments here if I could. I want to first say that I think you recognize, and I've told the school children all across North Carolina this for, particularly, over the last year as we've been talking about the Bicentennial, and we talk about—, I tell them they're not only fortunate to be Americans, but they're fortunate to be North Carolinians because they live in the greatest State in America. And that's true. I have the best job probably in America, so the Governor sometimes, I'm sure, would agree with that. This job is what it is because of what you make it and what you allow to happen.

"On Saturday morning I was speaking for the Home Builders of North Carolina. They were down at Hilton Head. They should have been in North Carolina, but they were down there, so Senator Rand and Jim Gardner and the Governor were down there that night. So we went down to speak to them, and I told them the same thing—that we are a part of the greatest State in the greatest Nation on earth. In fact, David Brinkley was down in Winston-Salem a few weeks ago, and he started his speech off by saying that it's good to be back in the greatest State in America. Of course he's from Wilmington originally, but he's been around in other places of the world, so he has a full appreciation for it.

"This job as Lieutenant Governor is unique. The other day I ran into Doug Wilder up in Virginia, the Lieutenant Governor of Virginia, and we were talking about me running for Governor. We also got to talking about the Lieutenant Governor's role in North Carolina, and he said, 'Why in the world do you want to be Governor?' That's the kind of esteem and recognition other people have for the position I hold today. I am the Lieutenant Governor of the greatest State in America, and I'm proud of that.

"I am proud of this Senate. I'm not only proud of what it is, but I'm proud of what you make it. And as Frank Block said a minute ago, you're people that represent the very best in North Carolina. The people of North Carolina send you here, and you are the people that are closest to those citizens of the State. Yes, they have a Governor; yes, they have a Lieutenant Governor, but you are the ones that have to decide what's going to be law, and you have to debate those things.

"Senator Shaw, that might not be a good bill we just passed, but it's better than no bill. And it's a beginning. Those things have to start that way. This Body does not always agree. In fact, I guess we probably disagree more than we agree. And the laws that you pass are not always perfect, but that gives you the opportunity to see them tested, and you get a chance to come back and correct them, as Senator Barnes says. This D.W.I. bill that went through a few minutes ago is just really an addition

to something that this Legislative Body worked very hard on. Senator Barnes and others took the lead in seeing that we have the D.W.I. laws that we have today. That D.W.I. law is causing our prisons to be partly overcrowded, and you're going to have to deal with that issue, but that's the way it works.

"You are the deliberative body. You've become almost like a fraternity or sorority in that the things you do here you may fuss about on the floor, but usually when you walk out the door, you're still friends.

"As I reflect back over my twelve years, I don't know of anything that I've ever done in life that has been more rewarding or more fulfilling. Yet, along with you, on the last day of the session, I wonder at times why am I here, or wouldn't it be better to be somewhere else, or why do we have to withstand all those pressures. Senator Block, Senator Daniel, and the others that are freshmen here this year, I well remember that my office was over on the front side of the building, and after I had been here for the first time, in the Senate for about three months, I had voted on the death penalty. I had voted on abortion. I had voted on making the Commissioner of Insurance's Office less powerful and setting up a separate commission, and I had fully, I guess, made every person who sent me to Raleigh mad on one of those three bills, and I began to wonder what's this all about and what am I doing here, and I know you experience that. But that's what you're here for. Those are the tough choices, and you're the ones that make the decisions, and the people, I think, respect that. You're a deliberative body, and you do your work well. I thank you for the courtesy that you have afforded me and the opportunities you've given me.

"I want to congratulate you on what you've done particularly in the last two years, but I guess in the last four years. You've made a larger commitment to education than has ever been made in the history of this State. And we go back to Terry Sanford's days. Senator Sanford doesn't like to hear me say that, but that's the truth, and you need to recognize that. You have spent over one billion dollars in new State dollars. When you consider next year, on the basic education plan, the cumulative amount that you spent, you're going to spend another one and one-half billion dollars, which will make it two and one-half billion dollars, by the end of the eight years when the basic education plan is completed—the cumulative amount. That's a major program, and you've stayed the course. You kept your commitment. You faced the tough issues. The children of North Carolina are better. They're going to have a better life, not only because of the things that you've done for education but the things that you've done for day-care, and the things you've done in human resources to help take care of those children that were born from teenage parents and those children who live with parents who cannot support them in a way they should.

"The senior citizens of this State continue to be recognized and represented by you, and they'll be better, and that's going to be a major challenge in the future—how we're going to deal with those increased numbers of people that are sixty-five years of age and older. You're going to find that the average family is a four-generational family in the near future; in fact, many are that way now, even five generations alive in the same families. Those are going to be your challenges, but you're working at those things, and you have done well, and you represent the people of this State well.

"I want to thank the Principal Clerk and her staff, the Reading Clerk, and all those people who are involved in Fiscal Research and those who staff the committees, the secretaries, and the pages who come through here. Hopefully they learn the things that they should learn. I want to thank everyone who has anything to do with this process because it is where the action is. If you don't think that's so, talk to those people who work in Washington who come back to Raleigh and are involved in the day by day routine and the things that happen right here in the Senate in this Legislature. Talk to the Martin Lancasters, the Cass Ballengers who go from here to Washington and who'll tell you that they made a lot more difference in people's lives by being right here, right where you are. The pressures are great. The responsibilities are

continually being shifted to you, and that's the way it is. Your responsibilities you have met, but they will increase in the future.

"I salute you for who you are. I congratulate you for what you are, and I thank you for giving me the opportunity to lead you and for allowing me to have that power that this Office does have. It is the second most powerful Lieutenant Governor's office in the Nation. The only difference is Texas, where Texas' Lieutenant Governor presents the budget. It's there, but it is a tenuous power, and you get it, and you leave it there because of those people who hold it and those people who respect it. And I understand that's the way it will be in the future. But I do thank you, and I congratulate you. I look forward to seeing your good work in the future in North Carolina. Thank you very much."

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S.B. 601 (Committee Substitute), an act to increase the retirement formula for members and beneficiaries of the Teachers' and State Employees' Retirement System and members and beneficiaries of the Local Governmental Employees' Retirement System. (Ch. 1110)

S.B. 1676 (House Committee Substitute No. 2), an act to clarify the Administrative Rules Review Commission's status as an independent agency, to extend the review of certain existing rules, to repeal certain occupational safety and health standards that differ from the federal standards, to revise the procedural requirements for adoption of certain occupational safety and health standards and the hearing process for appeals of certain occupational safety and health citations and penalties, to continue the staffing of the Office of Administrative Hearings, to establish a Civil Rights Division in that Office and to make other amendments to Chapters 7A, 84 and 150B of the General Statutes. (Ch. 1111)

H.B. 2489, an act to establish the offense of impaired driving in commercial motor vehicles, to assess a fee for license revocation for the offense, and to increase the fee for a Class A or Class B license. (Ch. 1112)

S.J.R. 1869, a resolution providing for adjournment *sine die* of the General Assembly. (Res. 49)

Senator Harrington offers a motion, seconded by Senator Speed, that the Senate of the 1987 General Assembly do now adjourn, *sine die*.

The President orders a message sent to the House of Representatives informing that Honorable Body that the Senate has completed the business for which it was convened and stands ready to adjourn, *sine die*.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES
July 12, 1987

Mr. President:

You are respectfully advised that the 1987-1988 House of Representatives has concluded its business and will be ready to open the doors of the House immediately upon

receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared *sine die*.

Respectfully,
S/GRACE A. COLLINS
Principal Clerk

Pursuant to the message that the House of Representatives has concluded the business before it and having notified that Body that the Senate has completed the business before it, the President of the Senate declares the Senate stands ready for adjournment *sine die*. The President orders the doors of the Senate thrown open. The Speaker of the House of Representatives is perceived standing ready to let the gavel fall.

The motion heretofore offered by Senator Harrington, seconded by Senator Speed, prevails. The hour for adjournment *sine die* as fixed by Resolution 49 having arrived, the President of the Senate, Robert B. Jordan III, declares the Senate of the 1987 General Assembly adjourned, *sine die*.

ROBERT B. JORDAN III
President of the Senate

SYLVIA MORRIS FINK
Principal Clerk of the Senate

ADDENDUM

It will be noted that a number of bills and resolutions passed second reading and then were read a third time on the same day.

Rule 50 states:

No bill on its third reading shall be acted upon out of the regular order in which it stands on the calendar, and no bill shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by two-thirds of the membership of the Senate.

In order to comply with this Rule, no bill which has passed its second reading is read a third time except:

- (1) when a member moves that the Rule be suspended, and this motion prevails by at least a two-thirds vote of the membership of the Senate, or
- (2) when the Chair determines that there is no objection from any member present, which constitutes unanimous consent that Rule 50 be suspended.

In these cases, the bill is read a third time and remains before the Senate for further consideration.

It will be noted that when a bill passes its second reading and remains on the Calendar for further consideration, unless indicated otherwise, the measure is placed on the Calendar for the next legislative day in its regular order of business.

It will be noted that Rule 20(2) of the House of Representatives requires that "all measures affecting a fee imposed by the State or any subdivision thereof" are classified roll-call measures for the purpose of spreading the ayes and noes on the Journal. Though the Senate Rules do not require, the Rule of the House of Representatives is honored and the measures are considered as roll-call measures, unless ruled otherwise by the presiding officer.

Sylvia Fink
Principal Clerk

H. B. 1859 (Committee Substitute)
(June 16, 1988—see Page 52)

REPORT TO THE JOINT APPROPRIATIONS COMMITTEE

June 15, 1988

S/Aaron W. Plyler
Chairman
Senate Appropriations

S/William T. Watkins
Chairman
House Appropriations

June 15, 1988
Changes to the
General Fund Operating Budget
for 1988-89 Summary

		Positions
<u>REDUCTIONS:</u>		
1. Base budget reductions (page 4)	(\$26,009,151)	-
<u>RECURRING INCREASES:</u>		
2. Continuation of items funded for 1987-88 only (page 2)	8,214,450	50
3. Mandatory items (page 2)	25,260,882	510
4. Operating cost for new facilities (page 3)	1,033,429	34
5. Enrollment changes (page 3)	10,777,589	129 ^a
6. Reduction in federal support (page 3)	9,677,480	-
7. Other base adjustments (page 3 and 4)	8,653,897	9
8. Compensation Increase for State Employees 4.5% Salary Increase	204,376,062	
9. Reserve for Compensation Increase for Locals 4.5% Increase	6,182,087	
10. Reserve for Retirement Increase for Retired Employees 3.6% Increase (\$140.0 M)	-	-
Total Recurring Increases	\$274,175,876	732

Recurring
1988-89
Cost

Positions

CONTINUATION OF ITEMS FUNDED FOR 1987-88 ONLY:

Department of Correction

- | | | |
|--|---------|----|
| 1. Continuation Support for Positions
Established under 1987 Emergency
Legislation | 757,175 | 24 |
|--|---------|----|

Department of Crime Control and Public Safety

- | | | |
|---|--------------------------------|---|
| 1. Continuation Support for ALE | 4,468,315 | - |
| 2. Continuation of Community Penalties
Program | 42,500
215,967
State Aid | - |

Department of Human Resources

- | | | |
|--|---------------------|---|
| 1. Catholic Social Ministries (Grant-in-Aid) | 39,807
State Aid | - |
|--|---------------------|---|

Department of Natural Resources and Community Development

- | | | |
|--|------------------------|---|
| 1. Continuation of Agriculture Cost Share
Program | 1,600,000
State Aid | - |
|--|------------------------|---|

Department of Public Education

- | | | |
|---|---------|----|
| 1. Continuation of DRUG AWARENESS
RESISTANCE EDUCATION (DARE)/
INTERVENTION Program | 76,398 | 4 |
| 2. Educational Component of Residential and
Day Treatment Program for Adolescent
Substance Abusers (Teachers and Aide
Positions) | 738,960 | 16 |

Department of Justice

- | | | |
|---|---------|----------|
| 1. Continuation of DRUG AWARENESS
RESISTANCE EDUCATION (DARE)/
INTERVENTION Program | 275,328 | <u>6</u> |
|---|---------|----------|

Subtotal - Continuation of Items	\$8,214,450	50
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MANDATORY ITEMS:

Department of Public Education:

- | | | |
|----------------------|------------|---|
| 1. Adult Bus Drivers | 18,817,941 | - |
|----------------------|------------|---|

Department of Correction

- | | | |
|--|------------------|-----------|
| 1. Needs for Units Under Suit | | |
| a) Custody and Security | 3,133,945 | 367 |
| b) Health Services Reorganization | 1,667,490 | 64 |
| 2. Positions and Support Cost to
Implement Staffing Standards | 453,365 | 25 |
| 3. Increase in Medium Custody Beds | <u>1,188,141</u> | <u>54</u> |

Subtotal - Mandatory Items	\$25,260,882	510
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	Recurring 1988-89 <u>Cost</u>	<u>Positions</u>
<u>OPERATING COST FOR NEW FACILITIES:</u>		
Department of Correction		
1. Bridge Forestry Program	722,551	29
Department of Natural Resources and Community Development		
1. N. C. Zoo Medical Building Operating Cost	<u>310,878</u>	<u>5</u>
Subtotal - Operating Cost for New Facilities	\$1,033,429	34

ENROLLMENT CHANGES:

University of North Carolina		
1. Enrollment Changes	7,923,328	Not Given
Department of Public Education		
1. Average Daily Membership Adjustment	<u>2,854,261</u>	<u>129</u>
Subtotal - Enrollment Changes	\$10,777,589	

REDUCTION IN FEDERAL SUPPORT:

Department of Human Resources		
1. Change in Federal Matching Rate-Medicaid	\$4,500,000	-
2. Increase in Part B Medicare Premiums - Medicaid	4,600,341	-
3. Change in Federal Matching Rate-Social Services	<u>577,139</u>	-
Subtotal - Reduction in Federal Support	\$9,677,480	

OTHER BASE ADJUSTMENTS:

Department of Correction		
1. State Information Processing Services	1,000,000	-
Department of Administration		
1. State Government Security	95,651	6
Judicial Department		
1. Receipts for Child Support Enforcement	200,000	-
2. Superior Court Judge - 16B District	60,600	1
Statewide Reserve:		
1. Salary Adjustment for Nurses	3,500,000	-
Department of Human Resources		
1. Emotionally Disturbed Children Services	1,000,000 State Aid	
2. Chronically Mentally Ill	1,000,000 State Aid	
Secretary of State		
1. Business Investment Registration Act	69,646	

	Recurring 1988-89 Cost	Positions
Department of Human Resources		
1. Division of Aging - Grants to Area Agencies on Aging to continue providing in-home services for the elderly population.	1,728,000	
	<u>State Aid</u>	<u>-</u>
Subtotal - Other Base Adjustments	\$8,653,897	9

	1988-89 Cost Reductions	Positions
--	-------------------------------	-----------

BASE BUDGET REDUCTIONS:

Department of Public Education:		
1. Adjust Average Annual Salary Base	10,000,000	-

Department of Correction		
1. Reduction in Salary Reserve	500,000	-

Department of Human Resources:		
1. Cost of Transporting Children to and from Schools for Deaf and Blind	150,000	-
2. Adjust Utilities Cost-Schools	100,000	-
3. Reduce Salary Equalization Requirements	538,470	-
4. Adjust Patient Receipts	4,132,471	-
5. Reduce Foster Care Assistance to Level of Need	100,000	-
6. Reduction in Transfer for WIN	130,000	-
7. Budget Increased Child Support Collections	400,000	-
8. Reduce Adoption Assistance Program to Level of Need	200,000	-
9. Reflect Increased Federal Allocation for VR	1,000,000	-

Statewide Reserves:		
1. Reductions to Level of Need		
a) Reserve for Health Benefits	8,229,546	-
b) Reserve for Part Time Employees	<u>528,664</u>	<u>-</u>
Subtotal-Base Reductions	\$26,009,151	-

H. B. 2641

(June 28, 1988 — see Page 158)

NORTH CAROLINA GENERAL ASSEMBLY
REPORT TO THE
HOUSE APPROPRIATIONS COMMITTEE

- CAPITAL IMPROVEMENTS
- NON-RECURRING ITEMS

June 27, 1988

S/William T. Watkins
Chairman, *Appropriations*
Committee, Expansion Budget
House of Representatives

JUNE 27, 1988

CAPITAL IMPROVEMENTS

RECOMMENDATIONS
1988-89

Department of Administration

1. Revenue Building - Final Drawings for construction of new six-floor facility	\$ 500,000
2. Education Building - Supplement to add an additional floor to planned building	7,000,000
3. Underground Parking - North end of Bicentennial Mall (H 2427 - \$2.5 million bond authorization)	-
4. Infrastructure Needs for Blue Ridge Road Complex - Extension to new Toxic Metal and Organic Analytical Lab	300,000
5. State Capitol Grounds Improvements (\$500,000 from repairs and renovations reserve in Office of State Budget)	-
6. Low Level Radioactive Waste Management Site development	<u>2,000,000</u>
SUBTOTAL-ADMINISTRATION	\$ 9,800,000

Department of Agriculture

1. Office and Conference Center, Tidewater Research Center - Construction support for designed facility	\$ 4,000,000
2. Curbs, gutters, etc. for State Fairgrounds	1,013,100
3. Freezer addition at Butner warehouse	841,000
4. New Agronomic Lab- Planning	225,000
5. Watercraft Museum - Cost Overrun	290,700
6. WNC Agriculture Center - land purchase	<u>450,000</u>
SUBTOTAL-AGRICULTURE	\$ 6,819,800

Department of Correction

1. Wastewater Treatment Facility Upgrading, Calendonía	\$ 1,300,000
2. Complete chapel at Western Correctional Center	65,000
3. Complete chapel at Harnett Youth Center	93,000
4. Complete chapel at Johnston Prison Unit	<u>40,000</u>
SUBTOTAL-CORRECTION	\$ 1,498,000

Department of Human Resources

1. Black Mountain Center - Supplement for on-going renovations	\$ 852,000
2. Juvenile Evaluation Center - air conditioning two Lockup Facilities	<u>100,000</u>
SUBTOTAL-HUMAN RESOURCES	\$ 952,000

Department of Justice

1. SBI Lab, Garner Road - Construction of planned laboratory	\$ 10,060,700
2. Justice Academy - Completion of new dorm	<u>396,223</u>
SUBTOTAL-JUSTICE	\$ 10,456,923

RECOMMENDATIONS
1988-89

**Department of Natural Resources and
Community Development**

1. Civil Works Projects Reserve	\$ 503,000
2. Stallings Air Field - Repairs to Aprons of Airfield (\$312,000 from Highway Funds)	-
3. State Parks Repairs & Renovations (Designate \$1.0 M from Repairs & Renovation Reserve)	1,000,000
4. Zoo Development	2,000,000
5. Eno River State Park - Land Purchase	250,000
6. Forestry - Equipment Shed/Office Facility - Sampson County	200,000
7. New River State Park - Construct meeting shelter	85,000
8. Lake James State Park - Development	<u>500,000</u>
SUBTOTAL - NRCD	\$ 4,538,000

Department of Cultural Resources

1. Tryon Palace - Renovate Disosway House	\$ 100,000
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Department of Community Colleges

1. Construction Funds	
a. Stanly/Anson Tech - Union County Satellite	\$ 1,000,000
b. Sandhills TC - Hoke County Satellite	100,000
c. Rowan TC - Cabarrus County Satellite	500,000
d. Wilkes CC - Skills Center	700,000
e. Montgomery CC - Additional funds for pottery building	50,000
f. Guilford Tech - Aviation/Transportation Building	1,700,000
g. Emergency Water & Sewer Projects Davidson County CC	450,000
h. Central Carolina-Harnett County Satellite	100,000
i. Central Piedmont - Optical Disc Facility	1,000,000
j. Richmond CC - Scotland County Satellite - Asbestos removal	25,000
k. Caldwell Community College - Watauga County Satellite	100,000
l. Sampson CC - Renovation of building	250,000
m. Edgecombe - Completion of library/ classroom building	330,000
n. Alamance CC - Completion of classroom building	443,500
o. Asheville-Buncombe Tech. - Library planning	200,000
p. Blue Ridge CC -Transylvania Satellite	75,000
q. Southwestern CC - Landscaping	25,000
r. Haywood CC - Student Activities Building completion	850,000
s. Wayne Community College - Classroom Building	900,000
t. Craven Community College - Student Athletic Center	850,000
u. Tri County Community College - Complete classroom, office, shop addition	316,000

RECOMMENDATIONS

1988-89

v.	Vance-Granville - Regional Truck Driving School for equipment and startup costs (\$250,000); Repay Loan (\$350,000)	600,000
w.	Piedmont CC - Adult Learning Center - planning	100,000
x.	Southwestern CC - Macon County Satellite-Regional Fire Training Center	350,000
y.	Carteret CC - Planning for Student Center	100,000
z.	Randolph CC - Business & Data Processing Building	600,000
aa.	Isothermal CC - Land Purchase	121,000
bb.	Vocational Textile School - Safety Energy and Handicap Code Requirements (\$684,300). To be allocated from Repairs and Renovations Reserve in Office of State Budget.	

SUBTOTAL-

COMMUNITY COLLEGES

\$11,835,500

Department of Crime Control and Public Safety

1.	National Guard Military Center Addition planning, Raleigh	\$ 65,000
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University of North Carolina

1.	Construction Funds	
a.	School of the Arts - Renovations of Gray High School	\$ 5,989,000
b.	NCSU - Addition/Remodel Scott Hall	8,863,500
c.	UNC-Charlotte - Cost overrun on Applied Research Lab Facility	1,250,000
d.	Planning Funds - Centennial Campus (\$710,000) and Centennial Campus Site Development (\$2,000,000)	2,710,000
e.	Land Purchases UNC-G (\$2.0 M); ECU (\$.5 M);	2,500,000
f.	Repairs/Renovation Reserve Designated Allocations:	10,000,000
	(1) Elizabeth City State	\$500,000
	(2) Fayetteville State	500,000
	(3) Winston-Salem State	500,000
	(4) Pembroke State	500,000
	(5) Western Carolina boiler repair	191,500
g.	UNC-Chapel Hill - Complete design for School of Social Work	250,000
h.	UNC-Asheville - Complete design and site work for conference center	2,377,000
i.	UNC-Asheville - Complete design for physical education building	300,000
j.	UNC-Asheville - Arboretum capital improvements; design work and planning (\$450,000)	3,550,000

RECOMMENDATIONS

1988-89

- | | |
|--|----------------|
| k. Agricultural Extension Service - Repairs/
Renovations of Mitchell 4-H Camp
\$272,500; and, \$27,500 for land
purchase and development of Swannanoa
4-H Camp | <u>300,000</u> |
|--|----------------|

SUBTOTAL-UNIVERSITY	\$ 38,089,500
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Office of State Budget

- | | |
|--|---|
| 1. Repairs/Renovation Reserve
Designated Allocations:
(1) State Capitol grounds
improvements -
(2) Vocational Textile School | \$ 16,200,000

\$500,000
684,300 |
| 2. Construction of new dorms (600 beds) for
Department of Correction | 17,447,391 |
| 3. Sewer and Water Loans and Grants
Designated Allocations:
(1) Town of Salemburg
(2) Burke County | 3,000,000

\$100,000
433,550 |

SUBTOTAL - OSB	\$ 36,647,391
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GRAND TOTAL	\$120,802,114
	\$312,000 HF

- - - - -

NON-RECURRING ITEMS
Office of the Lieutenant Governor

- | | |
|---|-----------|
| 1. Continue support for the Commission on Jobs
and Economic Growth until December 31, 1988 | \$ 40,793 |
|---|-----------|

Department of Public Education

- | | |
|--|------------------------|
| 1. Uniform Education Reporting System - Funds to
complete implementation of the Uniform
Education Reporting System in all school units.
Funds are to be expended by the State Board of
Education to purchase financial management
information services, equipment and software,
and data communications capabilities that meet
all standards of the Uniform Education Reporting
System | 6,870,000 |
| 2. Child Nutrition Staff Training Program -Support
for staff development in the areas of financial
management, food production, meal services,
and nutrition education | 280,000 |
| 3. Latchkey Program - Provides incentive grants to
local school systems to establish before and after
school care programs for children in grades K-9 | 4,200,000
State Aid |
| 4. State Advisory Council on Indian Education Funds to
support a State Advisory Council on Indian
Education to advise the State Board of Education | 20,000 |

RECOMMENDATIONS
1988-89

5. Prevention/Student Assistance Program - Funds to local school systems to support student assistance programs that are now the responsibility of the Public Schools under SB 1356	750,000
6. NC Close-up Program - Funds to support the North Carolina Close-up Program	30,000
7. Health Adventure - Grant for capital improvements for health studies program operated through the Mountain Area Health Education Center	50,000
8. DARE Program - Materials and workbooks for students in local school systems who are enrolled in the DARE Program	247,000
SUBTOTAL - PUBLIC EDUCATION	\$ 12,447,000

Department of Administration

1. Contractual services for developing a master plan for the Blue Ridge Road complex	100,000
2. Low Level Radioactive Waste Management Authority - Reserve to meet needs for siting of a facility (Reserve)	500,000
4. Transition Expenses - Council of State, Governor and Lieutenant Governor (Reserve)	110,000
5. Inauguration Expense	50,000
6. State Construction - Support for a traffic flow study of the State Government Complex	30,000
7. Rape Crisis Centers - Continue operations of local centers that previously received federal victims assistance funding	<u>368,000</u>
SUBTOTAL - ADMINISTRATION	\$ 1,158,000

Department of Revenue

1. Reserve for establishing Computer Center as part of a Distributed System with the State Computer Center and to prepare a "disaster" recovery and operations plan for major, critical computer applications	2,259,089
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Department of Human Resources

1. Bingo Law License Transfer - Reserve for the purpose of transferring the responsibility for issuing Bingo Licenses from the Department of Revenue to the Department of Human Resources as required by Chapter 866 (HB 10) of the 1987 Session Laws	25,000
2. Aging Program Funds - These funds will make additional activities available for older adults such as transportation, and senior center services	2,000,000 GF State Aid 2,000,000 HF State Aid
3. Group Homes for the Mentally Retarded - Start-up funds for 23 group homes for the Mentally Retarded approved by the U.S. Department of Housing and Urban Development (HUD) 1987 Section 202 allocations.	1,495,000 State Aid

RECOMMENDATIONS
1988-89

- | | | |
|-----|--|---------------------------------|
| 4. | Family Physicians and Obstetricians Reimbursement - Funds to compensate family physicians and obstetricians who provide service in 20 underserved counties (\$12,000 per county) | 240,000
State Aid |
| | Camden Greene Pender | |
| | Caswell Hoke Perquimans | |
| | Clay Hyde Polk | |
| | Currituck Jones Tyrell | |
| | Dare Madison Warren | |
| | Gates Northampton Yancey | |
| | Graham Pamlico | |
| 5. | First Step Farm for Women - Funds for the planning and development of a program to serve women from Charlotte to the Tennessee Line, based upon the First Step Farm Program for men. Estimated cost will be \$35 per client day compared to \$90 per client day at the State Alcoholic Rehabilitation Centers. | 485,000
State Aid |
| 6. | Blue Ridge Mental Health Funds -Funds for renovation and addition (\$667,000), building purchase (\$210,000) and planning of a satellite facility (\$25,000) | 902,000
State Aid |
| 7. | ADAP Funds - Grant of \$500 for each state allotted slot (5,241) to be used for building and/or equipment. | 2,620,500
State Aid |
| 8. | ICF/MR Group Homes - Start-up costs for 5 Intermediate Care Facilities for the Mentally Retarded (Gaston, 2; Cabarrus, 2 and Stanly, 1) | 240,000
State Aid |
| 9. | United Cerebral Palsy of N.C. - Funds to support programs for disabled children | 230,000
State Aid |
| 10. | Children's Home Society of North Carolina - Grant-in-Aid for Society's Inter-agency Placement Program | 200,000
State Aid |
| 11. | State Match for Federal Funds - Provide funds to allow the State to draw down \$111,175 of federal funds for in-home service programs for older adults. In-home service programs will allow older adults to remain in their communities, and avoid institutionalization | 6,540 |
| 12. | AIDS Control Program - Funds to effectively manage the State's federally funded AIDS programs in the Division of Health Services | 219,789 NA
(receipts)
(4) |
| 13. | Last Chance for Children Program - Funds for the construction of a residential treatment facility for the "Last Chance for Children" treatment program. | 75,000
State Aid |
| 14. | Caswell County Family Medical Center - Provide funds to be used to construct an extension to the Caswell County Family Medical Center to help meet the health care needs of the area | 145,000
State Aid |

RECOMMENDATIONS
1988-89

15. Obstetrical Education - Funds to Health Services for the use of the Mountain Area Health Education Center to develop a pilot program in obstetrical education; including an OB/GYN residency program, operation of a high risk maternity clinic, fellowships in obstetrics for family practitioners, and training of nursing students and other residents.	480,000 State Aid
SUBTOTAL - HUMAN RESOURCES	<u>\$ 9,144,040</u>

Department of Correction

1. Life Safety Code equipment for prison field units under suit	499,500
2. Operating Funds for New Units:	
(a) Craggy Correctional Center	(Reserve) 1,107,023
(b) Buncombe Correctional Center	(Reserve) 1,000,316
(d) Women's Correctional Center - Infirmary Equipment	(Reserve) <u>220,000</u>
SUBTOTAL - CORRECTION	\$ 2,826,839

Department of Agriculture

1. N.C. Agricultural Finance Authority Grant- To provide operating support for the Authority	100,000
2. Seed Testing Program Equipment. Replace seed germination testing equipment.	30,000
3. N.C. Agricultural Product Promotion. Provide funds for the promotion of N.C. Agricultural products through the "Goodness Grows in N.C." program.	100,000
4. Mountain Research Station (Waynesville). Provide funds for a Sheep Demonstration Project.	106,010
5. Reserve for Swine Testing. Provide funds in a reserve to test all swine herds to determine the identity of herds infected with the pseudorabies virus. Contracted services for blood drawings are included.	(Reserve) <u>835,785</u>
SUBTOTAL - AGRICULTURE	\$ 1,171,795

Department of Commerce

1. N.C. Travel Council, promotion of national convention to be held in Charlotte	80,000 State Aid
2. N.C. Rural Water Association - Grant	90,000 State Aid
3. Economic Development - Harnett County	150,000 <u>State Aid</u>
SUBTOTAL - COMMERCE	\$ 320,000

Judicial Department

1. Fund a chief district court judge in district court district 16A, and a district attorney and an administrative assistant in Prosecutorial District 16A	46,811
2. Increase yearly travel allowance by \$500 per year for each superior court judge	36,500
3. Establish the Buncombe County Mediation Center	30,000 State Aid

RECOMMENDATIONS
1988-89

4. Fund the Gaston County Custody Mediation Center for FY 1988-89 as a pilot program for one more year	53,500 State Aid
5. Appropriate funds for FY 1987-88 deficit in the Indigent Person's Attorney Fee Fund	2,400,000
Appropriate additional funds in a reserve for FY 1988-89 Indigent Persons' Attorney Fee Fund (Reserve)	<u>3,663,000</u>
SUBTOTAL - JUDICIAL	\$ 6,229,811

Department of Justice

1. Provide grant-in-aid for law enforcement at the public access and camping areas during peak use time at Jordan Lake and Kerr Lake: Chatham County	25,000 State Aid
Vance County	25,000 State Aid
2. Funds are provided to pay attorneys' fees awarded in compliance with the Consent Judgment of Gingles vs. Thornburg that was finalized on March 18, 1987	133,800
3. Increase operating funds for SBI to provide second year rental expense of the Capital District Office	47,116
4. Continue support for the SBI's participation in the Drug Awareness Resistance Education Program	<u>104,005</u>
SUBTOTAL - JUSTICE	\$ 334,921

Department of Community Colleges

1. Funds to address the nursing emergency in the State -To establish the Emergency Financial Assistance Fund for Nurses for Community College nursing students	410,000 H2461
2. State Board Reserve - Start-up funds for programs, studies, small business programs and new ideas	1,000,000
3. WNCW - Public Radio - Isothermal Community College	<u>79,912</u>
SUBTOTAL - COMMUNITY COLLEGES	\$ 1,489,912

Department of Secretary of State

1. Printing and Distribution of the <i>Directory of State Business Licenses and Permits</i>	20,000
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Department of Natural Resources and Community Development

1. Oyster Culch Material - To increase development of oyster fishery	150,000 State Aid
2. Forestry - Heavy Equipment Replacement for Davidson and/or Rowan County (\$340,000); Radios (\$500,000)	840,000
3. Pollution Prevention Pays - To provide grants	150,000

RECOMMENDATIONS
1988-89

4. Artificial reefs - To provide support to establish and maintain an artificial reef in the waters off Carteret County 100,000

SUBTOTAL - NATURAL RESOURCES \$ 1,240,000

University

- | | | |
|---|----------------|-----------|
| 1. Aid to Private Colleges: Additional Legislative Tuition Grant funds needed due to the federal curtailment of tuition assistance for military personnel | 149,219 | |
| | State Aid | |
| 2. NCSU - Additional funds for the turfgrass research project | 40,448 | |
| 3. ECU - Continued matching funds for establishment of N.C. Geographic Alliance Network | 50,000 | |
| 4. NCSU - Funds to support implementation of the Research Triangle World Trade Center to help increase exports | 100,000 | State Aid |
| 5. Western Carolina University - Funding for economic development efforts of the Center for the Improvement of Mountain Living | 200,000 | |
| 6. Western Carolina University - Video production equipment | 150,000 | |
| 7. Western Carolina University - Centennial Celebration | 50,000 | |
| 8. NCSU Sewage Study- Continuation support for study of alternative disposal systems for residential sewage in those parts of N.C. where soil absorption qualities are poor | 50,000 | |
| 9. Funds to address the nursing emergency in the State | | |
| (a) Funding to the State Education Assistance Authority to develop and distribute a comprehensive directory of financial aid programs available to nursing students | 20,000 | H2461 |
| (b) Emergency financial assistance funds for UNC nursing students | <u>140,000</u> | H2461 |

SUBTOTAL - UNIVERSITY \$ 949,667

Department of Crime Control and Public Safety

- | | | |
|---|--------|--|
| 1. Provide funds for departmentwide computer training | 71,000 | |
|---|--------|--|

Department of Transportation

- | | | |
|---|------------------|--|
| 1. State Aid to Airports (1987 legislation) | 500,000 | |
| | State Aid | |
| 2. Railroads - (1987 legislation) | 116,666 | |
| | <u>State Aid</u> | |

SUBTOTAL - TRANSPORTATION \$ 616,666

Office of State Budget and Management (All items are State Aid)

- | | | |
|--|---------|--|
| 1. Alzheimer Model Adult Day Care Program, Alamance County, \$35,000; and, \$10,000 each for the Eastern and Western Chapters of the Alzheimer Disease Association to support hotlines | 55,000 | |
| 2. Autism Society of North Carolina - To continue State support for the summer camp program | 262,000 | |

RECOMMENDATIONS
1988-89

- | | |
|--|---------|
| 3. N.C. Rural Economic Development Committee -
Grant for the Waccamaw Siouan Development
Association, Inc. for its aquaculture project | 100,000 |
| 4. Town of Grifton - Grant for the continuing renovation
of the Railroad Depot as a community center
(dollar for dollar match required) | 50,000 |
| 5. City of Mebane - Grant-in-aid for the Mebane
Arts Center | 35,000 |
| 6. Transylvania County - Grant for the Transylvania
Youth Activities Building | 100,000 |
| 7. Folkmoot, USA - Grant-in-Aid to the N.C.
International Folk Festival for operating
expenses of Folkmoot | 75,000 |
| 8. Wake County - For the preparation of the
environmental assessment and preliminary
engineering for the development of the Little
River Reservoir | 100,000 |
| 9. Jackson County - To provide matching funds
for development of a vocational rehabilitation
facility to serve the physically and mentally
handicapped individuals in the far western
counties (dollar for dollar match) | 250,000 |
| 10. N.C. Amateur Sports - 1989 State Games grant
for operations | 100,000 |
| 11. Liberty Cart - Grant-in-Aid to Duplin Outdoor
Drama Society, Inc. for operations of the
outdoor drama | 35,000 |
| 12. Carolina Charter Corporation - To continue locating
and filming North Carolina - Related Records
in Scotland | 35,000 |
| 13. Mission Air Ministries, Inc. - Grant-in-Aid for
continuing air transportation in medical emergencies | 100,000 |
| 14. Union County Farmers' Market | 50,000 |
| 15. General William C. Lee Museum - Grant for capital
and operating expenses of the museum | 100,000 |
| 16. Vance County Courthouse Renovations | 100,000 |
| 17. Minority Business Development (\$100,000 each
for Southeastern N.C. Business & Professional
League, Triad Area, and Fayetteville Minority
Business League | 300,000 |
| 18. Sampson County - To construct an Adult Develop-
mental Activity Program and Child Development
Center Building. Land for the building is required
as match. | 150,000 |
| 19. N.C. Senior Citizens Federation - Funds to support
general operations | 85,000 |
| 20. Durham Arts Complex - \$15.3m has been raised
locally to support State funding | 500,000 |
| 21. Funds to support the purchase of a van for Stokes
County for its senior citizens organization
(\$25,000) and for the United Tri-County
Senior Citizens program which serves Pamlico,
Craven, and Jones Counties (\$25,000) | 50,000 |
| 22. Cunningham Foundation - To provide funds to
plan the Air Museum at Havelock | 100,000 |

RECOMMENDATIONS
1988-89

23. Jones County - Funds to complete construction of the Agricultural Center	80,000
24. Thalian Hall Center for Performing Arts, Inc. - Grant for renovation of Thalian Hall, a historic theater. State funds are to be matched on a basis of three non-state dollars for each state dollar. Funds must be matched within twelve months. If not, the state funds are to revert.	1,000,000
25. Flatrock Playhouse - Additional grant funds	25,000
26. Historic Rosedale (Charlotte) - for restoration	100,000
27. Brevard Music Center - Grant to provide parking facilities	150,000
28. "Strike at the Wind" - Grant to Robeson Historical Drama, Inc. to aid in production of the drama	<u>35,000</u>

SUBTOTAL -

OFFICE OF STATE BUDGET \$ 4,122,000

General Assembly

1. Birth-Related Neurological Impairment Compensation Act Study	25,000	
2. Legislative Study Commission on Nursing	<u>50,000</u>	H2461

SUBTOTAL - GENERAL ASSEMBLY \$ 75,000

Total General Fund \$44,516,533
Total Highway Fund \$ 2,000,000

RECURRING ITEMS

Department of Human Resources

1. Domiciliary Care Rate Increase:
Increase rates for ambulatory care by 5% effective 1-1-89:
 - (a) Division of Social Services \$ 736,021
 - (b) Division of Blind Services 31,034
2. Catastrophic Health Care - To provide support to implement the provisions of the Federal Catastrophic Health Coverage Act of 1988:
 - (a) Administrative and start-up cost 300,000
 - (b) Reserve for program cost 3,932,345

Department of Administration:

1. State Construction Office - To provide eight additional engineers and operating support to monitor the increased numbers of State construction projects and perform follow-up inspections during the guaranty period, and a Secretary 401,839 (9)
2. Per Diem for State Building Commission 25,000

Department of Correction:

1. Bridge Forestry Program - Reduce support of \$722,551 to \$293,769 due to delayed operational date (428,782)

RECOMMENDATIONS
1988-89

Department of Revenue:

1. Postage due to rate increase	<u>251,000</u>
Net Recurring Increases	\$5,248,457

AVAILABILITY OF ADDITIONAL REVENUE TO SUPPORT ITEMS ABOVE

An increase in non-tax revenue due to reimbursements from the federal government (through the Division of Social Services) for expenditures incurred in collecting child support payments by the Administrative Office of the Courts.

H.B. 2641

(Senate Committee Substitute)

(June 29, 1988 — see Page 165)

NORTH CAROLINA GENERAL ASSEMBLY
REPORT TO THE
SENATE APPROPRIATIONS COMMITTEE

- CAPITAL IMPROVEMENTS
-NON-RECURRING ITEMS

JUNE 29, 1988

S/Aaron W. Plyler

Chairman, *Appropriations*

Committee, Expansion Budget

Senate

JUNE 29, 1988

**SENATE PACKAGE
CAPITAL IMPROVEMENTS**

RECOMMENDATIONS
1988-89

Department of Administration

1. Revenue Building - Final Drawings for construction of new six-floor facility	\$ 500,000
2. Education Building - Supplement to add an additional floor to planned building	7,000,000
3. Underground Parking - North end of Bicentennial Mall (H 2427 - \$2.5 million bond authorization)	-
4. Infrastructure Needs for Blue Ridge Road Complex - Extension to new Toxic Metal and Organic Analytical Lab	300,000
5. State Capitol Grounds Improvements (\$500,000 from repairs and renovations reserve in Office of State Budget)	-
6. Low Level Radioactive Waste Management Site development	<u>2,000,000</u>

SUBTOTAL-ADMINISTRATION \$ 9,800,000

Department of Agriculture

1. Office and Conference Center, Tidewater Research Center - Construction support for designed facility	\$ 3,500,000
2. Curbs, gutters, etc. for State Fairgrounds	1,013,100
3. Freezer addition at Butner warehouse	841,000
4. New Agronomic Lab- Planning	225,000
5. Watercraft Museum - Cost Overrun	290,700
6. Museum of Natural Science - Additional Planning	<u>250,000</u>

SUBTOTAL-AGRICULTURE \$ 6,119,800

Department of Correction

1. Wastewater Treatment Facility Upgrading, Calendonia	\$ 1,300,000
2. Complete chapel at Western Correctional Center	65,000
3. Complete chapel at Harnett Youth Center	93,000
4. Complete chapel at Johnston Prison Unit	<u>40,000</u>

SUBTOTAL-CORRECTION \$ 1,498,000

Department of Human Resources

1. Black Mountain Center - Supplement for on-going renovations	\$ 852,000
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Department of Justice

1. SBI Lab, Garner Road - Construction of planned laboratory	\$ 10,060,700
--	---------------

Department of Natural Resources and Community Development

1. Civil Works Projects Reserve	\$ 503,000
2. Stallings Air Field - Repairs to Aprons of Airfield (\$312,000 from Highway Funds)	-

RECOMMENDATIONS
1988-89

3. State Parks Repairs & Renovations (Designate \$1.0 M from Repairs & Renovation Reserve)	-
4. Zoo Development	6,000,000
5. Eno River State Park - Land Purchase	250,000
6. Dredging of North Channel - Dare County	<u>500,000</u>

SUBTOTAL - NRCD \$ 7,253,000

Department of Cultural Resources

1. Tryon Palace - Renovate Disosway House	\$ 100,000
2. Art Museum - Completion of Landscape Project	474,100
3. Charlotte Hawkins Brown Historic Site - Stabilization of facilities	<u>50,000</u>
	\$ 624,100

Department of Community Colleges

1. Construction Funds	
a. Stanly/Anson Tech - Union County Satellite	\$ 1,000,000
b. Rowan TC - Cabarrus County Satellite	500,000
c. Wilkes CC - Skills Center	700,000
d. Guilford Tech - Aviation/Transportation Building	1,700,000
e. Emergency Water & Sewer Projects Davidson County CC (Designate \$450,000 from Water & Sewer Loan and Grant Funds in the Office of State Budget and Management)	-
f. Central Piedmont - Optical Disc Facility	1,000,000
g. Wayne Community College - Classroom Building	900,000
h. Randolph CC - Business & Data Processing Building	600,000
i. Isothermal CC - Land Purchase	121,000
j. Vocational Textile School - Safety Energy and Handicap Code Requirements (\$684,300). To be allocated from Repairs and Renovations Reserve in Office of State Budget.	
k. College of the Albemarle - Marine Facility Construction	225,000
l. Vance - Granville - Repay Loan	<u>350,000</u>

SUBTOTAL-COMMUNITY COLLEGES \$7,096,000

Department of Crime Control and Public Safety

1. National Guard Military Center Addition planning, Raleigh	\$ 65,000
--	-----------

University of North Carolina

1. Construction Funds	
a. School of the Arts - Renovations of Gray High School	\$ 5,989,000
b. NCSU - Addition/Remodel Scott Hall	8,863,500
c. UNC-Charlotte - Cost overrun on Applied Research Lab Facility	1,250,000
d. Planning Funds - Centennial Campus (\$710,000) and Centennial Campus Site Development (\$2,000,000)	2,710,000

RECOMMENDATIONS
1988-89

e.	Land Purchases UNC-G (\$2.0 M); ECU (\$.5 M);	2,500,000
f.	Repairs/Renovation Reserve	10,000,000
g.	UNC-Chapel Hill - Complete design for School of Social Work	38,800
j.	UNC-Asheville - Arboretum capital improve- ments; design work and planning (\$450,000)	3,550,000
k.	UNC-Chapel Hill - Performing Arts Center, Planning Funds	<u>136,885</u>

SUBTOTAL-UNIVERSITY \$ 35,038,185

Office of State Budget

1.	Repairs/Renovation Reserve	\$ 10,000,000
	Designated Allocations:	
	(1) State Capitol grounds improvements -	\$500,000
	(2) Vocational Textile School	684,300
	(3) State Parks	\$1,000,000
2.	Construction of new dorms (600 beds) for Department of Correction	17,447,391
3.	Sewer and Water Loans and Grants	15,000,000
	Designated Allocations:	
	(1) Town of Salemburg	\$100,000
	(2) Burke County	433,550
	(3) Montgomery County	200,000
	(4) Lenoir County	1,900,000
	(5) Davidson Community College	450,000
	(6) Wake County - Little River	100,000
4.	Solid Waste Revolving Fund	8,800,000

SUBTOTAL - OSB \$ 51,247,391

GRAND TOTAL \$129,654,176

NON-RECURRING ITEMS

Office of the Lieutenant Governor

1.	Continue support for the Commission on Jobs and Economic Growth until December 31, 1988	\$ 40,793
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Department of Public Education

1.	Uniform Education Reporting System - Funds to complete implementation of the Uniform Education Reporting System in all school units. Funds are to be expended by the State Board of Education to purchase financial management information services, equipment and software, and data communications capabilities that meet all standards of the Uniform Education Reporting System	6,870,000
2.	Latchkey Program - Provides incentive grants to local school systems to establish before and after school care programs for children in grades K-9	4,200,000 State Aid

RECOMMENDATIONS
1988-89

- | | |
|---|----------------|
| 3. State Advisory Council on Indian Education Funds to support a State Advisory Council on Indian Education to advise the State Board of Education | 20,000 |
| 4. Prevention/Student Assistance Program - Funds to local school systems to support student assistance programs that are now the responsibility of the Public Schools under SB 1356 | 750,000 |
| 5. DARE Program - Materials and workbooks for students in local school systems who are enrolled in the DARE Program | <u>247,000</u> |

SUBTOTAL - PUBLIC EDUCATION \$ 12,087,000

Department of Administration

- | | |
|---|----------------------|
| 1. Contractual services for developing a master plan for the Blue Ridge Road complex | 100,000 |
| 2. Low Level Radioactive Waste Management Authority - Reserve to meet needs for siting of a facility (Reserve) | 500,000 |
| 4. Transition Expenses - Council of State, Governor and Lieutenant Governor (Reserve) | 110,000 |
| 5. Inauguration Expense | 50,000 |
| 6. State Construction - Support for a traffic flow study of the State Government Complex | 30,000 |
| 7. Rape Crisis Centers - Continue operations of local centers that previously received federal victims assistance funding | 368,000
State Aid |
| 8. Superconducting Super Collider - Contractual services for continuing the state's efforts in pursuit as selection as host state for this facility | 340,000 |
| 9. Indian Affairs Commission - Indian Cultural Center, Robeson County - To provide additional support for continued development of the Center | <u>50,000</u> |

SUBTOTAL - ADMINISTRATION \$1,548,000

Department of Revenue

- | | |
|---|-----------|
| 1. Reserve for establishing Computer Center as part of a Distributed System with the State Computer Center and to prepare a "disaster" recovery and operations plan for major, critical computer applications | 2,259,089 |
|---|-----------|

Department of Human Resources

- | | |
|---|--|
| 1. Bingo Law License Transfer - Reserve for the purpose of transferring the responsibility for issuing Bingo Licenses from the Department of Revenue to the Department of Human Resources as required by Chapter 866 (HB 10) of the 1987 Session Laws | 25,000 |
| 2. Aging Program Funds - These funds will make additional activities available for older adults such as transportation, and senior center services | 2,000,000 GF
State Aid
2,000,000 HF
State Aid |

RECOMMENDATIONS
1988-89

3.	Group Homes for the Mentally Retarded - Start-up funds for 23 group homes for the Mentally Retarded approved by the U.S. Department of Housing and Urban Development (HUD) 1987 Section 202 allocations.	1,495,000 State Aid
4.	ADAP Funds - Grant of \$500 for each state allotted slot (5,241) to be used for building and/or equipment	2,620,500 State Aid
5.	ICF/MR Group Homes - Start-up costs for 5 Intermediate Care Facilities for the Mentally Retarded (Gaston, 2; Cabarrus, 2 and Stanly, 1)	240,000 State Aid
6.	United Cerebral Palsy of N.C. - Funds to support programs for disabled children	230,000 State Aid
7.	Children's Home Society of North Carolina - Grant-in-Aid for Society's Inter-agency Placement Program	200,000 State Aid
8.	State Match for Federal Funds - Provide funds to allow the State to draw down \$111,175 of federal funds for in-home service programs for older adults. In-home service programs will allow older adults to remain in their communities, and avoid institutionalization	6,540
9.	AIDS Control Program - Funds to effectively manage the State's federally funded AIDS programs in the Division of Health Services	219,789 NA (receipts) (4)
10.	Caswell County Family Medical Center - Provide funds to be used to construct an extension to the Caswell County Family Medical Center to help meet the health care needs of the area	145,000 State Aid
11.	Environmental Health Funds - To assist local health departments in providing high quality environmental health programs	300,000
12.	Autism Society of North Carolina - To continue State support for the summer camp program	262,000 <u>State Aid</u>
SUBTOTAL - HUMAN RESOURCES		\$7,524,040

Department of Correction

1.	Life Safety Code equipment for prison field units under suit	499,500
2.	Operating Funds for New Units:	
	(a) Craggy Correctional Center (Reserve)	1,107,023
	(b) Buncombe Correctional Center (Reserve)	1,000,316
	(d) Women's Correctional Center - Infirmary Equipment (Reserve)	<u>220,000</u>
SUBTOTAL - CORRECTION		\$2,826,839

Department of Agriculture

1.	N.C. Agricultural Finance Authority Grant- To provide operating support for the Authority	100,000
2.	Seed Testing Program Equipment. Replace seed germination testing equipment.	30,000
3.	N.C. Agricultural Product Promotion. Provide funds for the promotion of N.C. Agricultural products through the "Goodness Grows in N.C." program.	100,000

RECOMMENDATIONS
1988-89

- | | |
|---|------------------|
| 4. Mountain Research Station (Waynesville). Provide funds for a Sheep Demonstration Project. | 106,010 |
| 5. Reserve for Swine Testing. Provide funds in a reserve to test all swine herds to determine the identity of herds infected with the pseudo-rabies virus. Contracted services for blood drawings are included. (Reserve) | 835,785 |
| 6. Drought Emergency - Reserve to be distributed according to criteria determined by the Department. Recommendations are to be submitted to the Council of State for approval prior to distribution. (Reserve) | <u>1,850,000</u> |

SUBTOTAL - AGRICULTURE \$ 3,021,795

Department of Commerce

- | | |
|---|----------------------|
| 1. N.C. Travel Council, promotion of national convention to be held in Charlotte | 80,000
State Aid |
| 2. N.C. Rural Water Association - Grant | 90,000
State Aid |
| 3. Rural Economic Development Center - Microenterprise Fund | 500,000
State Aid |
| 4. Japan/European Offices - Provide rental expenses for the Japan Office (\$60,000) and data processing expenses (\$22,000) for the European Office | <u>82,000</u> |

SUBTOTAL - COMMERCE \$ 752,000

Judicial Department

- | | |
|--|---------------------|
| 1. Fund a chief district court judge in district court district 16A, and a district attorney and an administrative assistant in Prosecutorial District 16A | 46,811 |
| 2. Fund the Gaston County Custody Mediation Center for FY 1988-89 as a pilot program for one more year | 53,500
State Aid |
| 3. Appropriate funds for FY 1987-88 deficit in the Indigent Person's Attorney Fee Fund | 2,400,000 |
| Appropriate additional funds in a reserve for FY 1988-89 Indigent Persons' Attorney Fee Fund (Reserve) | <u>3,663,000</u> |

SUBTOTAL - JUDICIAL \$ 6,163,311

Department of Justice

- | | |
|--|---------------------|
| 1. Provide grant-in-aid for law enforcement at the public access and camping areas during peak use time at Jordan Lake and Kerr Lake:
Chatham County | 25,000
State Aid |
| Vance County | 25,000
State Aid |
| 2. Funds are provided to pay attorneys' fees awarded in compliance with the Consent Judgment of Gingles vs. Thornburg that was finalized on March 18, 1987 | 133,800 |
| 3. Increase operating funds for SBI to provide second year rental expense of the Capital District Office | 47,116 |

RECOMMENDATIONS
1988-89

4. Continue support for the SBI's participation in the
Drug Awareness Resistance Education Program 104,005

SUBTOTAL - JUSTICE \$ 334,921

Department of Community Colleges

1. Funds to address the nursing emergency in the
State - To establish the Emergency Financial
Assistance Fund for Nurses for Community
College nursing students 410,000
H2461
2. Hearing Impaired Program at Wilson Tech -
To provide continuation support with state
support due to federal grants no longer
being available 62,000

**SUBTOTAL -
COMMUNITY COLLEGES** \$ 472,000

Department of Secretary of State

1. Printing and Distribution of the *Directory of*
State Business Licenses and Permits 20,000

**Department of Natural Resources
and Community Development**

1. Oyster Culch Material - To increase development
of oyster fishery 150,000
2. Recreation Resource Service Contract - To provide
support for a consulting service contract with
North Carolina State University 158,000

SUBTOTAL - NATURAL RESOURCES \$ 308,000

University

1. Aid to Private Colleges: Additional Legislative
Tuition Grant funds needed due to the federal
curtailment of tuition assistance for military
personnel 149,219
State Aid
2. NCSU - Additional funds for the turfgrass
research project 40,448
3. ECU - Continued matching funds for establishment
of N.C. Geographic Alliance Network 50,000
4. NCSU - Funds to support implementation of the
Research Triangle World Trade Center State Aid
100,000
to help increase exports
5. Funds to address the nursing emergency in the State
(a) Funding to the State Education Assistance
Authority to develop and distribute a
comprehensive directory of financial aid
programs available to nursing students 20,000 H2461
(b) Emergency financial assistance funds for
UNC nursing students 140,000 H2461
6. Lineberger Cancer Center Breast Cancer Program -
Support for the School of Medicine's program 368,750

SUBTOTAL - UNIVERSITY \$ 868,417

RECOMMENDATIONS
1988-89

Department of Crime Control and Public Safety

- | | |
|---|--------|
| 1. Provide funds for departmentwide computer training | 71,000 |
|---|--------|

Department of Transportation

- | | |
|---|------------------|
| 1. State Aid to Airports (1987 legislation) | 500,000 |
| | State Aid |
| 2. Railroads - (1987 legislation) | 116,666 |
| | <u>State Aid</u> |

SUBTOTAL - TRANSPORTATION	\$ 616,666
----------------------------------	-------------------

Office of State Budget and Management (All items are State Aid)

- | | |
|---|-----------|
| 1. N.C. Amateur Sports - 1989 State Games
grant for operations | 500,000 |
| 2. Liberty Cart - Grant-in-Aid to Duplin Outdoor
Drama Society, Inc. for operations of the
outdoor drama | 35,000 |
| 3. Mission Air Ministries, Inc. - Grant-in-Aid for
continuing air transportation in medical
emergencies | 100,000 |
| 4. Minority Business Development (\$100,000 each
for Southeastern N.C. Business & Professional
League, Triad Area, and Fayetteville Minority
Business League | 300,000 |
| 5. Cunningham Foundation - To provide funds to
plan the Air Museum at Havelock | 100,000 |
| 6. Thalian Hall Center for Performing Arts, Inc. -
Grant for renovation of Thalian Hall, a historic
theater. State funds are to be matched on a basis
of three non-state dollars for each state dollar.
Funds must be matched within twelve months.
If not, the state funds are to revert. | 1,000,000 |
| 7. "Strike at the Wind" - Grant to Robeson
Historical Drama, Inc. to aid in production
of the drama | 35,000 |
| 8. Hyde County Sheriff's Department - Grant for
the construction of a communications tower
for Ocracoke Island | 80,000 |
| 9. Greenville Museum of Art, Inc. - Grant for the
construction of an exhibition wing on present
facility. Grant is to be matched by \$2 non-state
funds for each \$1 state support. Funds already
raised may be used as match | 150,000 |
| 10. Schiele Museum of Natural History and Planetarium,
Inc. - Grant for support of programs | 25,000 |
| 11. Southeastern Center for Contemporary Art,
Forsyth County - Grant for capital needs.
Match of non-state funds of \$2 is
required for each \$1 of state support | 800,000 |
| 12. Science Museum of Charlotte, Inc., Mecklenburg
County - To provide a grant for operating
expenses of Discovery Place | 250,000 |
| 13. Rankin Museum, Inc. - To help establish a
Museum of Natural Heritage | 25,000 |

RECOMMENDATIONS
1988-89

- | | |
|---|----------------|
| 14. Cherokee Historical Association, Swain County -
To provide a grant to support the Association's
historical preservation programs and projects | 30,000 |
| 15. Eastern Chamber of Commerce for the Eastern Tour | <u>100,000</u> |

SUBTOTAL -**OFFICE OF STATE BUDGET**

\$ 3,530,000

General Assembly

- | | | |
|--|--------|-------|
| 1. Legislative Study Commission on Nursing | 50,000 | H2461 |
|--|--------|-------|

Department of Cultural Resources

- | | |
|---|--------------|
| 1. Living History Farm - To provide a grant for the
initial development of the Hauser Farm
"Horne Creek Living History Farm"
State Historic Site | 25,000 |
| Total General Fund | \$42,518,871 |
| Total Highway Fund | \$ 2,000,000 |

RECURRING ITEMS**Department of Human Resources**

- | | |
|---|-----------|
| 1. Catastrophic Health Care - To provide support
to implement the provisions of the Federal
Catastrophic Health Coverage Act of 1988: | |
| (a) Administrative and start-up cost | 400,000 |
| (b) Reserve for program cost | 4,500,000 |

Department of Administration:

- | | |
|--|----------------|
| 1. State Construction Office - To provide eight
additional engineers and operating support
to monitor the increased numbers of State
construction projects and perform follow-up
inspections during the guaranty period, and a Secretary | 401,839
(9) |
| 2. Per Diem for State Building Commission | 25,000 |

Department of Correction:

- | | |
|---|-----------|
| 1. Bridge Forestry Program - Reduce support of
\$722,551 to \$293,769 due to delayed
operational date | (428,782) |
|---|-----------|

Department of Revenue:

- | | |
|---------------------------------|----------------|
| 1. Postage due to rate increase | <u>251,000</u> |
| Net Recurring Increases | \$5,149,057 |

AVAILABILITY OF ADDITIONAL REVENUE TO SUPPORT ITEMS ABOVE

An increase in non-tax revenue due to reimbursements from the federal government (through the Division of Social Services) for expenditures incurred in collecting child support payments by the Administrative Office of the Courts.

S.B. 1676

(Proposed House Committee Substitute)

(July 11, 1988 — see Page 316)

**EXPLANATION OF PROPOSED HOUSE COMMITTEE
SUBSTITUTE TO SENATE BILL 1676**

Section 1. Transfers persons employed by OAH on July 9, 1988, who provide staff support to the Administrative Rules Review Commission (ARRC) to the ARRC at current salary levels, salaries to remain unchanged until June 30, 1989. ARRC to submit proposed line-item budget for 1989-91 biennium to Office of State Budget.

Section 2. Establishes ARRC as independent agency under Article III, Section 11, of Constitution. Deletes requirement that OAH provide staff support for ARRC. ARRC employees to be appointed by ARRC and are subject to State Personnel Act. Rules review procedures and forms to be prescribed by ARRC.

Section 3. Changes current statutory references to conform with State Document Depository Act. Includes ARRC in list of officials and departments to receive copies of rules and North Carolina Register.

Section 4. Extends rules of Office of State Personnel, occupational licensing boards, Department of Cultural Resources, Office of the Governor, and Council of State to February 28, 1989, repeals rules March 1, 1989, unless approved by ARRC. DHR rules extended to June 30, 1989, but repealed July 1, 1989, unless first approved.

Section 5. Establishes 60 day statute of limitation for filing a petition in a contested case when no other limitation is set. Statute begins to run when written notice of agency decision is given to all known aggrieved persons. Notice given by either personal delivery or mail, properly addressed to the person at the latest address given by the person to the agency; and must set out specifics about agency action, the right, procedure, and time limit for filing a contested case petition.

Section 6. Provides that DHR may impose conditions in a hazardous waste facility permit in response to specified factors and that denial of application must be written, state reasons for denial, and inform applicant of right to appeal.

Section 7. Provides that OSHA standards and rules about agricultural employers developed by Commissioner that differ from federal regulations fall under APA rule making provisions.

Section 8. Provides that State OSHA rules concerning agricultural employers adopted or promulgated before July 12, 1988, that differ from federal regulations or standards are repealed September 1, 1989—unless readopted under Chapter 150B.

Section 9. Occupational Health and Safety Review Board is exempt from APA except in matters that involve agricultural employers. [Current law exempts the Board from APA entirely.]

Section 10. Provides that appeals from citation and abatement periods involving agricultural employers and penalties involving them are subject to APA hearing provisions. Also provides that Safety and Health Review Board's determination is final agency decision subject to judicial review.

Section 11. Conforming amendment. [States that OSHA Director shall inform person appealing from citation or abatement period involving agricultural employer of his right to an APA hearing. Administrative law judge may issue order modifying abatement requirements in a citation after a hearing if shown that a good faith effort was made toward compliance by the employer. Affected employees or their representatives are to be considered aggrieved persons.]

Section 12. Conforming amendment. [Conforms language regarding appeals to Safety and Health Review Board.]

Section 13. Reenacts the 1987 Session Law concerning staffing for OAH and then makes the various changes in titles, classifications, grades, and number of employees assigned to certain classifications as set out.

Section 14. (1) Provides that salary of Chief Administrative Law Judge shall be fixed by the General Assembly and deletes second paragraph in G.S. 7A-751 designating OAH as official deferral agency for charges filed with EEOC;

(2) Designates OAH as deferral agency for EEOC cases and sets out specific powers delegated to OAH to handle cases. States that EEOC proceedings are contested cases and an order entered by an administrative law judge (ALJ) in a contested case is a final agency decision binding on the parties. An ALJ may monitor compliance with a negotiated settlement, conciliation agreement, or order entered in a deferred case. [Under current law EEOC proceedings conducted by OAH are not contested cases.]

Section 15. Eliminates formula in current statute for determining seniority among administrative law judges and provides that Chief Administrative Law Judge may designate an administrative law judge as senior judge.

Section 17. Amends APA definition of "Rule" to include policies, statements, and procedures that affect other agencies and thus subject those policies, statements, and procedures to APA rule review process.

Section 18. Authorizes administrative law judge to enter a show cause order for contempt without first applying to a Superior Court Judge for such an order. Court decides whether a person is in contempt and punishment for contempt.

Section 19. Authorizes an administrative law judge to impose sanctions included in the Rules of Civil Procedure as well as Chapter 3 of Title 26 of N.C. Administrative Code.

Section 20. Provides that following determinations made by an administrative law judge in a contested case are deemed final decisions rather than recommended decisions: (1) determination that OAH lacks jurisdiction to hear a case, and (2) an order entered in an EEOC contested case.

Section 21. Conforming amendment. [Changes G.S. 150B-34(a) as made necessary by Section 20.]

Section 22. Provides that only one liaison be designated by each department and occupational licensing agency as a contact person with OAH or ARRC or both.

Section 23. Requires agencies to proofread codified version of their rules for typographical or technical errors.

Section 24. Clarification. Appointment or designation of an administrative law judge may be made only by the Chief Administrative Law Judge as provided under Chapter 7A and such appointments may not be made by other agencies.

Section 25. Conforming amendment. [The title of the head of OAH is consistently referred to as Chief Administrative Law Judge.]

Section 26. Effective dates.

(July 11, 1988—see Page 318)

**PROTEST SUBMITTED BY SENATOR JAMES D. McDUFFIE
NORTH CAROLINA GENERAL ASSEMBLY**

Senate Chamber
State Legislative Building
Raleigh 27611

July 11, 1988

To: N.C. Senate and N.C. House Ethics Committee

Under the N.C. State Senate, N.C. State House, N.C. Constitution, and the Rules of the U.S. House of Representatives, I hereby declare my right to a hearing on the propriety of the exclusion of my five local appropriation bills from the budget bill that was presented for consideration to the N.C. Legislature. (SB 1711, SB 1716, SB 1717, SB 1757, and SB 1718)

My contention is there was no official deadline to submit information to the Appropriations Committee and/or Chairman and/or staff until a date was established. No such date was ever given to me or my staff, while other senators were given (the) a deadline by telephone. Indeed, the staff of Bill Drafting did not know of a deadline or an another unnumbered, unapproved legislative form. A form for disbursement to the State Budget Office is apparently the form requested...again, no deadline was given. News reports indicated six days ago that the Senate local appropriations bills were dead and not expected to be acted upon this year.

As stated above, I wish the right to inspect records and call other senators and staff to give information.

Sincerely,
S/James D. McDuffie

Attachments (3)

Sworn before me this 11th day of July, 1988

S/Elaine W. Robinson
Notary
My Comm. Expires 11-14-88

Attachment No. 1

INTEROFFICE MEMORANDUM

Date: 7-Jul-1988 12:53pm EST
From: Martha H. Harris
MARTHAH
Dept: Bill Drafting
Tel No: 733-6660

TO: SENATOR MCDUFFIE

(PAPER MAIL)

Subject: Special Appropriations

At the time Myra Torain and I were receiving requests to draft bills for local discretionary funds this session, we often requested a name and phone number of a contact person in order to verify the legal existence of the entity that was to receive the funds. Our request for this information was for the purpose of drafting the bill and was not

related to any request from Senator Plyler that similar information be given to him on forms supplied to the Senators. Indeed, at the time the bills were being drafted and introduced, neither Myra nor I knew about the forms that would be requested by Senator Plyler's office.

Attachment No. 2

NORTH CAROLINA GENERAL ASSEMBLY

Senate Chamber
State Legislative Building
Raleigh 27611

June 15, 1988

MEMORANDUM

TO: SENATE MEMBERS

FROM: AARON W. PLYLER, CHAIRMAN S/A.W.P.
APPROPRIATIONS COMMITTEE

RE: LOCAL BILL APPROPRIATIONS

It appears that some funds will be available this session to members for local appropriations bills. Please send me a list of the local bills you have introduced immediately upon receipt of your bill drafts on the enclosed form. Hopefully these bills will total an approximate figure of \$60,000.

Please return a form for each bill introduced, supplying the information needed for each sub-section of that bill. Since it was decided that only five bills could be introduced by each member, please list entities and addresses for recipients which may be named within each bill for use of our budget office.

* The State Budget Office has suggested that the process of fund distribution would be expedited, in those instances where funds were flowing through county or city governments, if members would list the county and city manager as contact person to receive the forms and the check, rather than county commissioners.

Attachment No. 3

LEGISLATOR James D. McDuffie

DISTRICT 34

BILL NUMBER Various

BILL NO.	ORGANIZATION	CONTACT PERSON/ADDRESS	PHONE	PURPOSE	AMOUNT
SB 1711	Mental Health Assoc.	Charles Morgan 5601 Reddman Rd., Char. N.C. 28212	704/343- 2600	Gen. Operations	\$ 10,000.
SB 1716	Autistic Oppor., Mecklenburg County	Gena P. Bettis Box 601, Davidson, N.C. 28036	704/892- 0171	Davidson, N.C. Operations	\$ 10,000.
SB 1717	Lions Services, Inc.	Charles Lamm 1702 N. Brevard Charlotte, N.C. 28202	704/333- 1527	Operation Funds	\$ 10,000.

SB 1757	Vol. Fire Depts. Mecklenburg County	Jerry Fox County Manager County Office Bldg. Charlotte, N.C. 28201	704/336- 2472	Operations & Equipment	\$ 22,000.
SB 1718	Alzheimer's Disease	Highway 73 Davidson, N. C. 28205 Connie Escher 2001 Vail Ave. Charlotte, NC 28207	704/377- 2206	Operations	\$ 10,000.

**BILLS AND RESOLUTIONS REMAINING
IN THE SENATE TO BE TRANSFERRED
TO ARCHIVES AND HISTORY
1987 — 1988 SESSION**

The following bills and resolutions remained in the Senate upon adjournment *sine die* and shall be transferred to the Division of Archives and History of the Department of Cultural Resources upon adjournment *sine die* of the 1989 General Assembly in accordance with G.S. 120-37(f).

NOTE: Certain bills ratified during the 1987 General Assembly cited various legislation which remained in committee. The ratified measures cited in parentheses below are found in the 1987 Session Laws as follows:

SB 257—Ch. 1100	HB 2—Ch. 876	HB 1516—Ch. 795
SB 1840—Ch. 1094	HB 781—Ch. 1101	HB 2641—Ch. 1086
HB 1—Ch. 873	HB 1514—Ch. 738	HB 2643—Ch. 1085
	HB 1515—Ch. 830	

Bill No.	Short Title	Identical Bill/Note
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ALCOHOLIC BEVERAGE CONTROL

SB 7	City Mergers and Liquor Permits	
SB 430	ABC Technical Amendments	
SB 431	Insolvent ABC Systems	(Id—H 660/Ch. 135)
HB 1389	Proration of Bailment Surcharge	(Id—S 906)

AGRICULTURE — NONE

APPROPRIATIONS

SB 1	Current Operations 1987-89	(Id—H 1/Ch. 873)
SB 2	Capital Improvements 1987-89	(Id—H 2)
SB 14	Magistrate Longevity Pay	
SB 31	Judicial Selection Study	(see H 1)
SB 34	Fire Fighter's Unreduced Retirement	
SB 35	Rural Econ. Dev. Funds	(Id—H 195)
SB 36	3 Technical Colleges/Conversion	(Id—H 52/Ch. 503)
SB 39	Emergency Prison Funds	
SB 40	Satellite Jail Appropriations	
SB 41	Prison Omnibus Appropriations	
SB 50	Parole Personnel Funds	
SB 54	Commission's Study On Aging	(Id—H 156/see H 1)
SB 56	Alzheimer's Disease Study Commission	(Id—H 293)
SB 57	Senior Games Funds	
SB 58	Transportation Assistance Program	(Id—H 222)
SB 63	Regional Growth Commission	
SB 66	Comp. Fault—Apply To State Torts	(Id—H 97)
SB 69	Secondary Road Adjustment	
SB 70	Hwy 441 Welcome Center Funds	
SB 71	Textbook Damage Fees/Uses	
SB 72	Morehead Portland Funds	(Id—H 104)
SB 74	Geography Based Curriculum Funds	
SB 76	Cherry Hospital Funds	
SB 80	OAH Building and Documents	(Id—H 138)
SB 86	Catawba Arts Funds	(see H 1515)
SB 90	Hickory Landmarks Society Funds	(see H 1515)
SB 95	Health Promotion & Disease Prevention	(Id—H 143)
SB 122	Western Corr. Center Chapel Funds	
SB 124	Transfer Historic Hope Funds	
SB 129	Pioneer Testing Funding Policy	(Id—H 254)

SB	133	Domestic Violence Center Funds	(Id—H 114)
SB	134	Autistic Adults Funds	
SB	140	State Attorney's Fee/Allocation	
SB	147	Funds for Park Employee Uniforms	(Id—H 210)
SB	148	Historical Materials Funds	
SJR	155	Child Mental Health/Subst Abuse Plan	(Id—H 255)
SB	156	Emergency Employment Act	
SB	157	Movie Industry Study Commission	(see H 1)
SB	159	Roanoke-Chowan Technical College Funds	(Id—H 259)
SB	161	Water Supply Penalty Funds/Uses	
SB	163	Keyauwee Center Capital Funds	(see H 1515)
SB	168	Roanoke-Chowan Workshop Funds	(Id—H 260)
SB	169	Historic Preservation Funds	(Id—H 250)
SB	173	Industrial Commissioners' Salaries	
SB	176	Classification System Study	(Id—H 248)
SB	177	State Employee Health Clinic	(Id—H 249)
SJR	178	Continue Leg. Research/State Personnel	(Id—H 247/see H 1)
SB	185	Address N.C. Illiteracy	
SB	188	No Pass/No Drive	
SB	189	Developmental Disabilities Services	(Id—H 266)
SB	190	Mental Health Study Continued	(see H 1)
SB	191	Watercraft Center Funds	(Id—H 264)
SB	192	Teacher Recruitment Program	
SB	194	Randleman Lake Project	(Id—H 317/see H 1)
SB	197	Martin Community College Funds	(Id—H 326)
SB	198	Library Construction and Aid Funds	(Id—H 614)
SB	199	Works of Art in State Buildings	(Id—H 274)
SB	201	Highway Patrol Walkie-Talkie Funds	(see H 1515)
SB	203	Interest Rate Regulation Study Cont.	(see H 1)
SB	204	Funds For Parks Radio System	(Id—H 257)
SB	209	TDA Functions Expanded, Funds	(Id—H 679)
SB	211	Campbell Folk School Funds	(see H 1515)
SB	220	Antique Exhibition Center Funds	
SB	223	Haz. Waste in Schools/Cleanup Fund	
SB	226	Underground Tank Clean-Up Fund	
SB	228	Aids Prevention/Education Program	(Id—H 490)
SB	233	United Cerebral Palsy's Funds	(Id—H 346)
SB	235	Jockey's Ridge/Continuing Approp.	
SB	238	Cumberland Shelter Care Funds	
SB	247	Governor's School Funds	(Id—H 365)
SB	248	Parent-to-Parent Funds	(Id—H 330)
SB	249	Special Ed. Hearings Process	(Id—H 364)
SB	250	Modified Special Ed. Textbooks	(Id—H 361)
SB	252	Textbooks for Handicapped	(Id—H 362)
SB	255	Animal Disease Funds	
SB	268	Thomas Wolf Museum/Center Funds	(Id—H 413)
SB	270	Gaston College/Lincoln School Funds	
SB	271	Mental Health Funds	
SB	272	Willie M. Local School Funds	(Id—H 384/see H 1)
SB	274	Tidewater Swine Research Funds	
SB	275	S.E. Family Violence Funds	
SB	279	Migrant Health Care Funds	
SB	281	Cleveland Mental Health Funds	(Id—H 383)
SB	282	Dept. Correct. Chaplains Funds	
SB	283	Raleigh Farmers Market Funds	
SB	289	Historic Rosedale Funds	
SB	291	Agricultural Research Land Funds	
SB	295	State Prop. Study Continued	(Id—H 446)
SB	297	Elizabeth City State Funds	(Id—H 452)

SB	298	Learning by Satellite	(Id—H 418)
SB	306	Manuf. Housing Zoning and Taxation	(Id—H 507/Ch. 805)
SB	307	Mission Air Funds	
SB	308	Traffic Control Contingency	
SB	309	Frankie Lemmon School Funds	(see H 1515)
SB	312	Early Education Program/Study	(see H 1)
SB	325	Strengthen Teacher Education	
SB	326	Agricultural Export Marketing Funds	
SB	331	Wright Brothers Museum Funds	
SB	334	Abused Children Funds	
SB	335	N.C. Symphony Funds	(Id—H 491)
SB	336	Arts Council Funds	(Id—H 471)
SB	339	Moore Children's Center Funds	
SB	340	Agric. Research Storage Bldgs. Funds	
SB	342	Bertie Enrichment Program	(see H 1515)
SB	349	Brevard Music Center Funds	(Id—H 542)
SB	353	Pack Place Funds	(Id—H 543)
SB	354	Weaverville/Lake Louise Funds	(Id—H 557/see H-1515)
SB	355	Summer School Programs	(Id—H 510/Ch. 229)
SB	356	State Employees' Incentive Pay	
SJR	357	LRC-Wellness Prg./State Employees	(see H 1)
SB	359	Low-level Waste Study	(see H 1)
SJR	360	LRC-Study Day Care	(Id—H 595/see H 1)
SB	361	Murray's Mill/Bunker Hill Funds	(Id—H 706/see H 1515)
SJR	362	LRC-Study Mgt. Solid Waste	(see H 1)
SB	363	Agri. Public Information Funds	
SB	364	Domestic Agri. Marketing Funds	(Id—H 822)
SB	365	NC Council of Women Funds	(see H 1515)
SB	367	Juvenile Code Revision	
SB	368	Travel and Tourism Funds	
SB	369	Differentiated Pay/Schools	
SB	371	Inmate Substance Abuse Program	(Id—H 563)
SB	373	N.C. Aquariums Funds	
SB	376	Onslow Council on Aging Funds	(see H 1515)
SB	377	Onslow Peers Program Funds	(see H 1515)
SB	378	Sand Castle Children's Home Funds	(see H 1515)
SB	379	Onslow Co. Museum Funds	(see H 1515)
SB	380	Sickle Cell Assn. Funds	(see H 1515)
SB	381	Onslow Co. Arts Council Funds	(see H 1515)
SB	382	Onslow Hospice Funds	(see H 1515)
SB	383	Onslow Women's Center Funds	(see H 1515)
SB	385	Marine Fisheries Hatchery Funds	
SB	388	Pre-school Screening Funds	
SB	391	Family Support Act	
SB	392	Public Health Training Funds	(Id—H 640)
SB	395	Veterans Cemetery Study	(Id—H 603)
SB	398	Diversified Opportunities Funds	
SB	418	Technology Course Demo. Program	
SB	424	State Parks Study Commission	(Id—H 646)
SB	426	Bailey Doctor Museum Funds	
SB	429	Community College Conversions	(Id—H 680)
SB	450	TCI Parking Lot Funds	(see H 1515)
SB	453	Greene County Satellite Funds	(Id—H 721)
SB	469	Adopt-A-Trail Program	(Id—H 756)
SB	470	Funds For Trails Coordinators	(Id—H 757)
SB	477	N.C. Dance Theatre Funds	
SB	485	Boll Weevil Funds	
SB	497	Fuel Marketing Act Enforcement Funds	
SB	498	Planning Funds/NCSU Agric. Bldg.	

SB	499	Community College Anniv. Funds	(Id—H 828)
SB	504	Agricultural Research Irrigation Funds	
SB	509	LRC Safe Roads Act Study	(see H 1)
SB	516	Employee Grievance/Counsel Provided	
SB	521	Protective Services Specified	
SB	523	Florence Crittenton Funds	
SB	531	State Fraud/Abuse Hotline	
SB	532	Land and Capital Funds for Parks	(Id—H 874)
SB	533	State Parks Fees	(Id—H 872)
SB	534	State Parks Trust Fund	(Id—H 873)
SB	537	Ass't Principal/Secretary Funds	(Id—H 1744)
SB	538	State Funds for Migrant Education	
SB	542	Prop. Schools Ser. Program Funds	
SB	549	N.C. Medical Database Commission Funds	
SB	556	Court Cost Increase	
SB	570	Increase Farmworker Council	
SB	571	Historic Properties Management Pilot	
SB	574	Auditor's Office Funds	(Id—H 705)
SB	600	Fish Disease Research Funds	(Id—H 616)
SB	606	Carolina Clean Drinking Water Fund	
SB	608	Commodity Distribution Funds	
SB	617	William C. Lee Museum Funds	(see H 1515)
SB	619	Sanford's Old City Hall Funds	(see H 1515)
SB	620	Wilson Community Theater Funds	
SB	624	Grassroots Science Funds	
SB	633	Relocating Onslow Museum Funds	
SB	639	Franklin Courthouse Elevator Funds	
SB	641	Old Depot Association Funds	(Id—H 888/see H 1515)
SB	644	Mediation/Services Funds	(see H 1515)
SB	645	Sandlee Care, Inc., Funds	(see H 1515)
SB	646	Lee County Industries Funds	(see H 1515)
SB	651	Tideland Mental Health Funds	
SB	652	Eastern Job-Creating Funds	
SB	655	Guilford Tech Complex Funds	(Id—H 518)
SB	659	N.C. Institute of Medicine Fund	(Id—H 947)
SB	665	Capital Area Soccer Funds	(see H 1515)
SB	670	Tuition/Refugees and Immigrants	
SB	675	VISIONS, Inc., Funds	(see H 1515)
SB	681	Free Tuition/Certain Dependents	
SB	683	Fuquay Concession Stand Funds	(see H 1515)
SB	690	Multi-purpose Education Bldg. Funds	
SB	694	No Standing on School Buses	
SB	695	Gaston Residential Services Funds	
SB	699	Students-at-Risk Program	
SB	702	Law Officer Ret. Benefit Coordination	
SB	703	State/Reimbursement for Meals	
SB	707	18-Year Old Purchase of Alcoholic Bev.	
SB	715	Old Salem Funds	
SB	716	Leg. Retirement System Changes	
SB	720	Local Retirement Formula Increase	(Id—H 1072/S—800)
SB	724	UNC Land Receipts	
SB	725	Headlights On During Inclement Weather	
SB	726	Local Budget Study Comm.	
SB	727	UNC Purchase Auth.	
SB	728	N.C.S.U. Centennial Campus Trust Fund	(Id—H 990/Ch. 790)
SB	729	UNC-CH/ECU Capital Improvements	(Id—H 1050/Ch. 803)
SB	730	UNC Capital Improvement Project Auth.	(Id—H 1051/Ch. 806)
SB	732	N.C. Racing Commission	
SB	735	Pilot Program/Activities Facilitator	

SB	737	Property Appraisal Study Commission	(see H 1)
SB	745	Surrogate Parenthood Study	
SB	750	National Heritage Trust Funds	
SB	767	National Guard Service for Pension	
SB	778	Pilot Custody Mediation Programs	
SB	787	Children and Youth Commission	(see H 1)
SB	794	Job Training/Mature Women	
SB	798	Retirement Compensation Definitions	
SB	799	Vesting and Disability Technical Amend.	
SB	801	Survivor's Benefits Enhanced	
SB	802	Clarify Disability Statues	
SB	803	Local Retirement Conforming Changes	
SB	804	Pro Rata Retirement Adjustments	
SB	806	Neuse Phosphate Discharges	
SB	809	Retirement Rollovers	
SB	814	Voc. Ed./Employment Demand	
SB	831	Aquaculture Planning Act	
SJR	855	LRC Study Interbasin Transf/Water and Instream Flows	(see H 1)
SJR	856	Rest Home Care/LRC Study	(see H 1)
SB	857	LRC Ombudsmen Study	(see H 1)
SB	858	Disability Income Plan	(Id—H 1271)
SB	859	Legislative and Judicial Re-Retirement	
SB	860	Retirement Benefits at Age 70 1/2	
SB	871	Adoptions/Surrogate Parenthood Study	(see H 1)
SJR	874	LRC Study Historic Preservation	(Id—H 1257/see H 1)
SB	877	Tax Collector/Auto Tag Study	(see H 1)
SJR	880	LRC Volunteer Network Study	(see H 1)
SB	881	Seafood Production Study	(see H 1)
SB	882	Housing Trust Fund/Oil Overcharge	
SB	883	School Office Personnel Funds	(Id—H 1312)
SB	884	Edenton Hatchery Funds	
SB	885	ECU Microelectronic Funds	(Id—H 1337)
SB	886	NCMH Advance Planning Funds	
SB	887	NCMH Facility Funds	
SB	888	Osteoporosis Study/Funding	
SB	889	Coastal College Capital Funds	
SB	890	Economic Education Program Funds	
SB	891	Emmanuel Center Funds	
SB	892	Nash Co. Preschool Funds	(see H 1515)
SB	893	Nash Tech Capital Funds	
SB	894	School for Deaf Staff Funds	
SB	895	Warren County Fire Plow Funds	(see H 1515)
SB	896	TCA Haw River Campus Funds	
SB	897	Magistrates' Education Incentive	
SB	898	Randolph Tech Capital Funds	(Id—H 1341)
SB	899	Edgecombe/Nash Mental Funds	
SB	900	Lifeguardianship Council Funds	
SB	901	Radio Reading Services Funds	(see H 1515)
SB	902	Group Home Program Funds	
SB	903	Genetic Disorders Funds	
SB	904	Adult Cystic Fibrosis Funds	
SB	905	Land Records Budget Transfer	
SB	907	Aberdeen Architectural Survey Funds	(see H 1515)
SB	908	Beaufort County Forest Headquarters	
SB	909	Cherokee County Drinking Water Fund	(Id—H 1352)
SB	910	Eastern Music Festival Funds	
SB	911	Land Records Management Funds	
SB	912	Charlotte Hawkins Brown Funds	

SB 913	Mt. Pleasant Lake and Dam Funds	(see H 1515)
SB 914	Martin Courthouse Funds	
SB 915	Distinguished Professor Funds	(see H 1515)
SB 916	Asheville Chamber Music Funds	(see H 1515)
SB 917	Emergency School Facility Fund	
SB 918	School Salaries/Advanced Degrees	
SB 919	Add Four Special Judges	
SB 920	Developmental Evaluation Center Funds	
SB 921	Greensboro Cultural Complex Funds	
SB 922	Greensboro Arboretum Funds	(see H 1515)
SB 923	AFDC/Two-Parent Families	(Id—H 1387)
SB 924	Medicaid/Pregnant Women/Children	(Id—H 1385)
SB 925	Medicaid/AFDC Eligibility Standards	
SB 926	Medicaid Income Limits/Elderly/Disabled	(Id—H 1383)
SB 927	Eligibility Worker Funds	(Id—H 1384)
SB 928	Medicaid/19-21 Year Olds	(Id—H 1382)
SB 929	Indigent Health Care Comm'n/Funds	(Id—H 1388)
SB 930	Working Family Funds	(Id—H 1386)
SB 931	Wildlife Timber Deed Funds	
SB 932	Orange/Person/Chatham Mental Health Funds	
SB 933	Sandhills Center Funds	
SB 934	Geodetic Survey Funds	
SB 935	NCSU Ag. and Life Science Funds	
SB 936	State Ports Master Plan Funds	(Id—H 1372)
SB 937	State Ports/Morehead Funds	
SB 938	Christmas Tree Marketing Funds	
SB 939	Madison Rape Crisis Funds	(see H 1515)
SB 940	Santeetlah Center Funds	(see H 1515)
SB 941	Nags Head Woods Funds	(see H 1515)
SB 942	Edgecombe Forest Fire Equipment Funds	
SB 943	Southeastern Radio Reading Funds	
SB 945	Recreational Vehicle Dump Facility Funds	
SB 946	Tar Heel Junior Historian Funds	(see H 1515)
SB 947	Old Greensborough Pres. Soc. Funds	
SB 948	Lead Teacher Pilot Program	
SB 949	Governor's Physical Fitness Funds	
SB 950	Corporate Law Study Comm	(Id—H 1409)
SB 951	Stedman-Wade Health Funds	(see H 1515)
SB 952	Early Intervention Funds	
SB 953	Cabarrus County Firemen's Assn. Funds	
SB 954	Piedmont Res. Development Ctr. Funds	(see H 1515)
SB 955	Cabarrus Workshop, Inc., Funds	(see H 1515)
SB 956	Domestic Violence Crisis Funds	(see H 1515)
SB 957	Veterans Home Study	
SB 959	Winston-Salem YWCA Funds	(see H 2/H 1515)
SB 960	Sawtooth Design Center Funds	(see H 1515)
SB 961	Winston-Salem Child Guidance Funds	(see H 1515)
SB 962	"First for Freedom" Funds	(see H 1515)
SB 963	Davidson Museum Funds	(see H 1515)
SB 964	Look Up Gaston Funds	(see H 1515)
SB 965	Extend Jobs and Growth Comm	
SB 966	Durham Arts Complex	(see H 1515)
SB 967	Martin Courthouse Funds-2	(see H 1515)
SB 968	Northampton Museum Funds	(see H 1515)
SB 969	Winton Senior Citizen Center Funds	(see H 1515)
SB 970	Halifax 4-H Day Camp Funds	(see H 1515)
SB 971	Gates County Historical Society Funds	(see H 1515)
SB 972	Union County Hospice Funds	(see H 1515)
SB 973	Winston-Salem Symphony Funds	(see H 1515)

SB 974	Mauney Memorial Library Funds	(see H 1515)
SB 975	Lowell Recreation/Beautification	(see H 1515)
SB 976	Hospice of Gastonia Funds	(see H 1515)
SB 977	Cherryville Recreation Funds	(see H 1515)
SB 978	Schiele Museum Funds	(see H 1515)
SB 979	Dallas Capital Projects Funds	(see H 1515)
SB 980	Cramerton Community Center	(see H 1515)
SB 981	Cramerton Fire Truck Funds	(see H 1515)
SB 982	Gaston Museum Funds	(see H 1515)
SB 983	WCQS-FM Funds	(Id—H 961/(see H 1515))
SB 984	Falcon Town Hall Funds	(see H 1515)
SB 985	Fayetteville Human Service Funds	
SB 986	Cumberland Sickle Cell Funds	(see H 1515)
SB 987	Southeastern Cumberland Services Funds	
SB 988	Cape Fear Teen Center Funds	(see H 1515)
SB 989	Youth Suicide Study Commission/Funds	(see H 1)
SB 990	Legislative Tax Study Funds	
SB 991	Waynesborough Park Funds	(see H 1515)
SB 992	Greene Ed. Foundation Funds	(see H 1515)
SB 993	Carolina Eye Foundation Funds	(Id—H 1517)
SB 994	Rainy Day Fund	(see H 1515)
SB 995	Winston-Salem Rescue Squad Funds	(see H 1515)
SB 996	Kings Mountain Pool Funds	(see H 1515)
SB 997	Cleveland Abuse Prevention Funds	(see H 1515)
SB 998	Child Abuse Prevention Funds	(see H 1515)
SB 999	Cleveland Hospice Funds	(see H 1515)
SB 1000	Western Carolina Center Funds	(see H 1515)
SB 1001	Kings Mt. Rescue Squad Funds	(see H 1515)
SB 1002	Greene Industrial Dev. Funds	(see H 1515)
SB 1003	Lee County Hospice Funds	(see H 1515)
SB 1004	Delta Arts Center Funds	(see H 1515)
SB 1005	Winston-Salem Little Theatre Funds	(see H 1515/H 2)
SB 1006	Winston-Salem Status of Women Funds	(see H 1515)
SB 1007	Winston-Salem Arts Funds	(see H 1515/H 2)
SB 1008	Community College Funds	(Id—H 1592)
SB 1009	Special Textbook Production Funds	(see H 1)
SB 1010	Mint Museum Funds	
SB 1011	UNC-Asheville Funds	(see H 1515)
SB 1012	LRC Building Maintenance Study	(Id—H 1606/see H 1)
SB 1013	Micro Community Building	(see H 1515)
SB 1014	Johnston Road Sign Funds	
SB 1015	Sampson Tech. College Funds	
SB 1016	Sweet Potato Marketing Funds	
SB 1017	Art Museum Landscape Funds	
SB 1019	Bicentennial/Cool Springs Funds	
SB 1020	Women's Resource Center Funds	(see H 1515)
SB 1021	Regional Comm. Coll. Redefined	(see H 1515)
SB 1022	Asheville Community Theatre Funds	(see H 1515)
SB 1023	Opportunity Corporation Funds	(see H 1515)
SB 1024	Jewish Studies Center Funds	(Id—H 1557/see H 1515)
SB 1025	Gaston Battered Spouse Shelter Funds	(see H 1515)
SB 1026	Ramseur's Mill Funds	(see H 1515)
SB 1027	P.A.T.H., Inc. Funds	(see H 1515)
SB 1028	Orange Street Restoration Funds	(see H 1515)
SB 1029	State/Regional Arts Center	
SB 1030	Hudson Prison Chapel Funds	(see H 1515)
SB 1031	Caldwell Half-way House Funds	(see H 1515)
SB 1032	Caldwell Senior Center Funds	(see H 1515)
SB 1033	Historic Preservation Funds	(see H 1515)

SB 1034	Marion Airport Funds	(Id—H 1447/see H 1515)
SB 1035	N.C. Traditional Pottery Museum Funds	(Id—H 1534/see H 1515)
SB 1036	Rutherford Arts Council Funds	(see H 1515)
SB 1037	Cleveland Arts Council Funds	(see H 1515)
SB 1038	Lincoln Cultural Center Funds	(see H 1515)
SB 1039	Rutherford Vocational Workshop Funds	(see H 1515)
SB 1040	Tryon Genealogical Society Funds	(see H 1515)
SB 1041	Schiele Museum Renovation Funds	(Id—H 1450)
SB 1042	Tobacco Museum Funds	
SB 1043	Clinton/Sampson Agri-civic Funds	(see H 1515)
SB 1044	Outreach Day Care Funds	(see H 1515)
SB 1045	Sampson Comm. Theater Funds	(see H 1515)
SB 1046	Benson Museum Funds	(see H 1515)
SB 1047	Sampson Schools' Arts Funds	(see H 1515)
SB 1048	Clinton School Funds	(see H 1515)
SB 1049	Atkinson Library Access Funds	(see H 1515)
SB 1050	Randolph Hospice Funds	(see H 1515)
SB 1051	Chapel Hill/Carrboro Shelter Funds	(see H 1515)
SB 1052	Family Crisis Center Funds	(see H 1515)
SB 1053	Chatham Courthouse Fund	
SB 1054	Developmentally Disabled Adult Funds	(see H 1515)
SB 1055	JOCCA Funds	(see H 1515)
SB 1056	Certificate of Need Simplification	
SB 1057	Cumberland Work Release Center Funds	
SB 1058	Schiele Museum Survey Funds	(Id—H 1451/see H 1515)
SB 1059	Gaston—Lincoln ADAP Funds	(Id—H 1453/see H 1515)
SB 1060	Lincoln Arts Council Funds	(see H 1515)
SB 1061	Odyssey of The Mind Funds	(see H 1515)
SB 1062	Jordan Water Funds	(see H 1515)
SB 1063	Martin County Courthouse Funds	
SB 1064	Flynn Houses Funds	(Id—H 1607/see H 1515)
SB 1065	Environmental Health Funds	
SB 1066	Weymouth Nature Preserve Funds	(see H 1515)
SB 1067	Malcolm Blue Hist. Soc. Funds	(see H 1515)
SB 1068	Hunter Safety Study Commission	(Id—H 1716)
SB 1069	On-campus/Pre-release Funds	
SB 1070	Land Records Program	(Id—H 1586)
SB 1071	School Psychologist Raise	
SB 1072	Hamilton Recreation Center Funds	(see H 1515)
SB 1073	Gallery Theatre Funds	(see H 1515)
SB 1074	Murfreesboro Historical Assoc. Funds	(see H 1515)
SB 1076	Special Day Care Funds	(see H 1515)
SB 1077	Child Care Network Funds	(see H 1515)
SB 1078	Orange Art Center Funds	(see H 1515)
SB 1079	Moore Natural Areas Funds	(see H 1515)
SB 1080	Raleigh Historical Garden Funds	(see H 1515)
SB 1081	Performing Arts Fund	(see H 1515)
SB 1082	Moore Respite Care Funds	(see H 1515)
SB 1083	Relocate Abandoned Cemeteries	
SB 1084	Pitt Comm. Coll. Funds	(Id—H 1711)
SB 1087	Scotland Neck Gymnasium Funds	(see H 1515)
SB 1088	Orange Sheltered Workshop Funds	(see H 1515)
SB 1089	Orange Library Funds	(see H 1515)
SB 1090	Sandhills Hospice	(see H 1515)
SB 1091	Bethel Library Funds	
SB 1092	Buncombe Drug Program	(Id—H 1075)
SB 1093	Turkey Town Improvements	(see H 1515)
SB 1094	Johnston Fire Dept. Funds	
SB 1095	SAFE Funds	(see H 1515)

SB 1096	Duplin Agri-business Council Funds	(see H 1515)
SB 1097	Adkin High School Funds	(see H 1515)
SB 1100	Lenoir Historical Restoration Funds	(see H 1515)
SB 1101	Kinston/Lenoir Air Show	(see H 1515)
SB 1102	Black Artists' Guild Funds	(see H 1515)
SB 1103	Jones County Senior Citizens Funds	(see H 1515)
SB 1104	Kinston Harvey Garden Funds	(see H 1515)
SB 1105	Anita Stroud Foundation Funds	(see H 1515)
SB 1106	Sickle Cell Disease-Charlotte Funds	(see H 1515)
SB 1107	Bethlehem Center Funds	(see H 1515)
SB 1108	N.C. Turkey Festival Funds	(see H 1515)
SB 1109	Rowland Bldg. Funds	(see H 1515)
SB 1110	Maxton Day Care Funds	(see H 1515)
SB 1111	Lumbree Regional Dev. Assn. Funds	(see H 1515)
SB 1112	Carolina Civic Center Funds	(see H 1515)
SB 1113	Indian Cultural Center Funds	
SB 1114	Raeform Fire Department Funds	(see H 1515)
SB 1115	Indian Scholarship Funds	(Id—H 1694)
SB 1116	Fountain Rural Fire Funds	(see H 1515)
SB 1117	Parmelee Senior Citizen Funds	(see H 1515)
SB 1118	Bell Arthur First Responders	(see H 1515)
SB 1119	LRC/Government Publications Study	(see H 1)
SB 1120	Funds for Economic Devel. Oriental	
SB 1121	Pamlico County Parks and Recreation Funds	
SB 1122	Pamlico Ath. Fac. & Band Uniform Funds	(see H 1515)
SB 1123	Pamlico Cnty. Fireman's Funds	
SB 1124	Pamlico Cnty. Senior Citizens Funds	(see H 1515)
SB 1125	Pamlico Rescue Squad Funds	(see H 1515)
SB 1126	Carteret Band/Athletic Funds	(see H 1515)
SB 1127	Beaufort Historical Assoc. Funds	(see H 1515)
SB 1128	Carteret County Vol. Fire Depts. Funds	(see H 1515)
SB 1129	N.C. Seafood Festival Funds	(see H 1515)
SB 1130	Carteret Co. Parks and Rec. Funds	
SB 1131	Carteret Co. Senior Citizens Funds	
SB 1132	Craven/Pamlico/Carteret Library Funds	
SB 1133	Craven County Education Funds	(see H 1515)
SB 1134	Harlowe Community Ctr. Funds	(see H 1515)
SB 1135	Havelock Parks and Recreation Funds	(see H 1515)
SB 1136	Craven County Parks and Recreation Funds	
SB 1137	Vanceboro Parks and Recreation Funds	(see H 1515)
SB 1138	Craven Cnty. Senior Citizens Funds	(see H 1515)
SB 1139	Wake County Arts Council Programs	(see H 1515)
SB 1140	Guilford Youth Inpatient Funds	
SB 1141	Hayes Taylor YMCA Funds	(see H 1515)
SB 1142	Whitsett Comm. Center Funds	(see H 1515)
SB 1143	United Negro College Funds	(see H 1515)
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SB 1152	Creedmoor Roof Funds	(see H 1515)
SB 1153	Operation Breakthrough Funds	(see H 1515)
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SB 1155	John Avery Boy's Club Funds	(see H 1515)
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SB 1158	Special Ed. Funds/Internal Caps	
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SB 1160	Charles Williamson Bar	(see H 1515)
SB 1161	Choanoke Area Development Funds	(see H 1515)
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SB 1164	Greene County Teacher Awards	(see H 1515)
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SB 1184	Eliada Home Funds	(Id—H 1922/see H 1515)
SB 1186	First Step Farm Funds	(Id—H 1932)
SB 1187	Housing for Mentally Ill Funds	(Id—H 1930)
SB 1188	Black Mountain Capital Improvement	
SB 1189	Sampson County National Guard Armory Funds	
SB 1190	Salemberg Improvements Funds	
SB 1191	ECU Program Funds	(Id—H 1726)
SB 1192	Highway Study Commission	(see H 1)
SB 1193	Penn House Center Funds	(see H 1515)
SB 1194	Higgins Agricultural Center Funds	(see H 1515)
SB 1195	Ashe Public Library Funds	(see H 1515)
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SB 1197	Henderson Co. Dispute Settlement Center	
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SB 1200	Valleytown Cultural Arts Funds	(see H 1515)
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SB 1208	East Arcadia Gym Restoration	(see H 1515)
SB 1209	Chadbourn Committee of 100 Funds	(see H 1515)
SB 1210	Lake Tabor Bird Sanctuary Funds	(see H 1515)
SB 1211	Tabor City Chamber Funds	(see H 1515)
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SB 1213	Bolton Community Funds	(see H 1515)
SB 1214	Greater Whiteville Chamber Funds	(see H 1515)
SB 1215	Beaver Dam Fire Dept. Funds	(see H 1515)
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SB 1218	Bladen Springs Community Buildin	
SB 1219	Bladen Improvement Assn. Funds	(see H 1515)

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SB 1222	Bladen County Fire Equipment Funds	
SB 1223	Greater Fair Bluff Chamber Funds	(see H 1515)
SB 1224	Union County Hospice Program	(see H 1515)
SB 1225	Troy Park Expansion Funds	(see H 1515)
SB 1226	Rockingham Recreation Foundation Funds	(see H 1515)
SB 1227	Dobbin Heights Park Funds	(see H 1515)
SB 1228	Scotland County Job Program Funds	(see H 1515)
SB 1229	Holocaust Council Funds	
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SB 1231	Erwin Center Funds	(see H 1515)
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SB 1235	Durham Dispute Settlement Funds	(see H 1515)
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SB 1237	UNC Advance Planning Funds	
SB 1238	LaGrange Library Funds	(see H 1515)
SB 1239	Lenoir School Bands Funds	(see H 1515)
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SB 1242	Cape Fear Theatre Funds	
SB 1243	Fayetteville Arts Facility Funds	
SB 1244	Fayetteville Human Services Funds	(see H 1515)
SB 1245	Cape Fear Museum Funds	
SB 1246	Lee County Family Violence Funds	(see H 1515)
SB 1247	Tax Fairness Study	(see H 1)
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SB 1250	Arts Together Funds	(see H 1515)
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SB 1252	Western Medical Center Funds	(see H 1515)
SB 1253	Angier Senior Citizens Funds	(see H 1515)
SB 1254	Garner Recreation Funds	(see H 1515/H 2)
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SB 1256	Historic Bethabara Park Funds	(see H 1515)
SB 1257	Nature Science Center Funds	(see H 1515)
SB 1258	UNC Supplemental Funds	(Id—H 1713)
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SB 1261	Chatham Hospice Funds	(see H 1515)
SB 1262	Jordan Law Enforcement Funds	(see H 1515)
SB 1263	Asheboro Arts Funds	(see H 1515)
SB 1264	Chatham Domestic Violence Funds	(see H 1515)
SB 1265	East Side Day Care Service Funds	(see H 1515)
SB 1266	Brooks Day Care Funds	
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SB 1272	Elizabethtown Revitalization Project	(see H 1515)
SB 1273	Tabor City Community Center	(see H 1515)
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SB 1311	UNC/Social Work Bldg. Fund	
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SB 1317	Judicial Center Funds	(Id—H 2090)
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SB 1333	Brigade Boys Club Funds	(see H 1515)
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SB 1353	ECU Funds	(see H 1515)
SB 1354	Beaufort Fire Department Funds	(see H 1515)
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SB 1358	Lee Family Violence/Rape Crisis Funds	
SB 1359	General Lee Memorial Comm. Funds	(see H 1515)
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SB 1400	Life Experiences Inc. Funds	(see H 1515)
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SB 1683	Forsyth Human Resources Funds	(see S 1840)
SB 1684	W. Correction Center Capital Funds	
SB 1685	Rocky Mount Center Funds	
SB 1686	High Point Senior Center Funds	(see S 1840)
SB 1687	Prison and Jail Project Funds	(see S 1840)
SB 1688	Cabarrus Senior Center Funds	(see S 1840)
SB 1689	Masonboro Island Funds	(Id—H 2617)
SB 1690	Cabarrus/Mecklenburg V.F.D. Funds	(see S 1840)
SB 1691	Indigent Care Improvements/Funds	(Id—H 2466)
SB 1692	Educational Equity Study Commission	(see S 257)
SB 1693	Bertie High School Chorus Funds	(see S 1840)
SB 1694	Lake James State Park Funds	(Id—H 2448)
SB 1695	Nash-Edgecombe Development Funds	(Id—H 2473)
SB 1696	White Oak Little League Funds	(see S 1840)
SB 1697	Stony Point Vol. Fire Dept. Funds	(see S 1840)
SB 1698	Charlotte Afro-American Cultural Funds	(see S 1840)
SB 1700	Hertford/Bertie Safety Funds	(see S 1840)
SB 1701	Cumberland Community Funds	(see S 1840)
SB 1702	Christmas Tree Marketing Funds	(see S 1840)
SB 1703	Forsyth Cultural Resource Funds	(see S 1840)
SB 1705	Durham Education/Training Funds	(see S 1840)
SB 1706	Orange/Person/Granville Services Funds	(see S 1840)
SB 1707	Durham RSVP Funds	(see S 1840)

SB 1708	Project Teach Funds	
SB 1709	High Point/Greensboro/ Cultural Funds	(see S 1840)
SB 1710	Emergency/Recalled Judges' Salaries	
SB 1711	Mecklenburg Mental Health Funds	
SB 1713	Rufty-Holmes Senior Center Funds	(see S 1840)
SB 1714	Cleveland/Gaston/Lincoln Human Serv. Fnds.	(see S 1840)
SB 1715	Wake County Recreation Funds	(see S 1840)
SB 1716	Autistic Opportunities Funds	
SB 1717	Lions Services Funds	(Id—H 2437)
SB 1718	Alzheimer's Support Funds	
SB 1719	Rutherford Cultural Resources Funds	(see S 1840)
SB 1720	Prekindergarten Pilot Program	
SB 1721	Child Abuse Evaluation Funds	
SB 1722	Orange-Person-Chatham Children's Funds	
SB 1723	Deputy Banking Commissioner Salary	
SB 1724	Eastern Community Revitalization Funds	(see S 1840)
SB 1725	Hertford/Halifax Cultural Funds	(see S 1840)
SB 1726	Eastern Human Services Funds	(see S 1840)
SB 1727	Davidson Co. Animal Funds	(see S 1840)
SB 1728	Various Human Serv. Proj. in Onslow	(see S 1840)
SB 1729	Hoke-Robeson Community Serv. Funds	(see S 1840)
SB 1730	School of Arts Motion Picture Funds	(Id—H 2533)
SB 1731	Unaka Center Funds	(see S 1840)
SB 1732	Yancey EMS and Rescue Funds	(Id—H 2469)
SB 1733	Cleveland/Lincoln Cultural Funds	(see S 1840)
SB 1734	Cleveland/Rutherford Human Services Funds	(see S 1840)
SB 1735	Lee Museum Funds	(see S 1840)
SB 1736	Wake/Lee Human Service Funds	(see S 1840)
SB 1737	Wake/Youth Human Service Funds	(see S 1840)
SB 1738	Wake Cultural Resources Funds	(see S 1840)
SB 1739	Cultural Projects/District 14	(see S 1840)
SB 1740	Human Services Programs/District 14	(see S 1840)
SB 1741	Community Serv. Proj./District 14	(see S 1840)
SB 1742	Pembroke Library Capital Costs	(see S 1840)
SB 1743	Children's Home Society Funds	
SB 1744	Rural Economic Devel. Ctr. Funds	
SB 1745	Housing Partnership Funds	
SB 1746	Western N.C. Ed. Projects Funds	(see S 1840)
SB 1747	Western N.C. Cultural Projects Funds	(see S 1840)
SB 1748	Parks Capital Improvement Funds	(Id—H 2559)
SB 1749	Alleghany Forestry Funds	
SB 1750	Lineberger Cancer Center Funds	
SB 1751	Lifeguardianship Funds	
SB 1752	Onslow Juvenile Restitution Funds	(see S 1840)
SB 1753	Pamlico/Craven Funds	(see S 1840)
SB 1754	Cumberland Fire Fighting Funds	(see S 1840)
SB 1755	Historic Rosedale Funds	
SB 1756	Charlotte Human Services Funds	(see S 1840)
SB 1757	Mecklenburg Fire/Rescue Funds	
SB 1758	Martin Courthouse/Biggs House	(Id—H 2546)
SB 1759	Greenville Art Museum Funds	(Id—H 2556)
SB 1760	Howard Trust Property	(see S 1840)
SB 1761	Blank Funds - 3	
SB 1762	Red Springs Rescue Squad, Inc., Funds	(see S 1840)
SB 1763	Gaston Municipal Service Projects	(see S 1840)
SB 1764	Gaston Cultural Resources Funds	(see S 1840)
SB 1765	Gaston Human Services Funds	(see S 1840)
SB 1766	Gaston Museum Project Funds	(see S 1840)

SB 1767	Gaston "Odyssey of the Mind" Funds	(see S 1840)
SB 1768	Greensboro/High Point Human Services Fund	(see S 1840)
SB 1769	Alamance Caswell Human Svcs. Funds	(see S 1840)
SB 1770	Alamance/Caswell Emerg. Svcs. Funds	(see S 1840)
SB 1771	Wayne/Greene Educational Funds	(see S 1840)
SB 1772	World Trade Center Funds	
SB 1773	Early Childhood Education Pilot Program	
SB 1774	Oyster Culch Material	
SB 1775	Office of Literacy	
SB 1776	Export Financing Assistanc	
SB 1777	Aging Policy Plan	
SB 1778	Swine Disease Testing	
SB 1779	Railroad Funds	
SB 1780	East Arcadia Revitalization Funds	(see S 1840)
SB 1781	Cultural Projects-District 18	(see S 1840)
SB 1782	Community Service Projects-18 District	(see S 1840)
SB 1783	Four Oaks School Units Funds	
SB 1784	Sampson Education Funds	(see S 1840)
SB 1785	Johnston/Sampson Cultural Funds	(see S 1840)
SB 1786	School Facility Std. Study	
SB 1787	Vance Community Funds	(see S 1840)
SB 1788	Orange Fire/Moore Rescue Funds	(see S 1840)
SB 1789	District 10 Cultural Funds	(see S 1840)
SB 1790	Wilson County Tech. Funds	
SB 1791	Various Statewide Project Funds	
SB 1792	17th Sen. Dist. Hum. Svc. Funds	(see S 1840)
SB 1793	Cultural Funds/District 24	(see S 1840)
SB 1794	West N.C. Human Service Funds	(see S 1840)
SB 1795	Blue Ridge/UNC-Asheville Funds	
SB 1796	16th Dist. Community Funds	(see S 1840)
SB 1797	Sandhills Comm. Coll. Fund	
SB 1798	Scotland-Richmond Human Services Funds	(see S 1840)
SB 1799	Anson-Richmond Community Funds	(see S 1840)
SB 1800	Richmond Cultural Project Funds	(see S 1840)
SB 1801	Guilford Arts Funds	(see S 1840)
SB 1802	Martin/Guilford Education Funds	(see S 1840)
SB 1803	Guilford Mediation Funds	(see S 1840)
SB 1804	Guilford Rest./Ren. Funds	(see S 1840)
SB 1805	Cunningham Foundation/Air Museum Funds	
SB 1806	District 10 Human Services Funds	(see S 1840)
SB 1807	Cumberland Industrial Develop. Funds	
SB 1808	Eastern N.C. Tourism Funds	
SB 1809	Chatham Drug Funds	
SB 1810	Public Safety Funds/Dist. 24	(see S 1840)
SB 1811	Municipal Funds/District 24	(see S 1840)
SB 1812	Alleghany Forestry Funds	
SB 1813	Human Serv. Funds/Dist. 24	(see S 1840)
SB 1814	16th Dist. Human Res. Funds	(see S 1840)
SB 1815	Western N.C. Omnibus Funds	(see S 1840)
SB 1816	District 11 Human Service Funds	(see S 1840)
SB 1817	District 11 Public Safety Funds	(see S 1840)
SB 1818	Carteret Historical Funds	(see S 1840)
SB 1819	Haw River Park Fence Funds	(see S 1840)
SB 1820	Western N.C. Cultural Resource Funds	(see S 1840)
SB 1821	6th District Cultural Resources	(see S 1840)
SB 1822	City of Washington Swimming Pool	
SB 1824	Piedmont Triad COG Funds	(see S 1840)
SB 1825	Senate District 17 Funds-1	
SB 1826	Troy Park Funds	(see S 1840)

SB 1827	17th Sen. Dist. Cultural Funds	(see S 1840)
SB 1828	Alamance Museum Funds	(see S 1840)
SB 1829	NCSU Contract Funds	
SB 1830	Wayne Community Services Funds	(see S 1840)
SB 1831	Wayne/Greene Public Safety Funds	(see S 1840)
SB 1832	Senate District 17 Funds-4	(see S 1840)
SB 1833	Senate District 17 Funds-3	
SB 1834	Senate District 17 Funds-5	
SB 1835	Senate District 13 Funds-5	(see S 1840)
SB 1836	Community Services Projects Funds	(see S 1840)
SB 1839	Scallop Reseeding/Aquaculture	
SB 1843	New Hanover Public Safety Funds	(see S 1840)
SB 1844	New Hanover Community Funds	(see S 1840/S 257)
SB 1845	New Hanover Cul. Res. Funds	(see S 1840)
SB 1846	Santeetlah Center/Fire Funds	(see S 1840)
SB 1848	Wake/Harnett Cultural Funds	(see S 1840)
SB 1849	Wake/Lee Human Services Funds	(see S 1840)
SB 1850	Public Service Projects-1st S.D.	(see S 1840)
SB 1851	Hurricane Evacuation Study	(see S 257)
SB 1852	1st S.D. Construction Projects	
SB 1854	9th Dist. Public Safety Projects	(see S 1840)
SB 1855	9th Dist. Community Serv. Proj.	(see S 1840)
SB 1856	Alamance/Caswell Schools Funds	(see S 1840)
SB 1858	6th District Human Services Funds	(see S 1840)
SB 1859	6th District Community Service Funds	(see S 1840)
SB 1860	Sixth District Public Safety Funds	(see S 1840)
SB 1861	16th Dist. Cult. Res. Funds	(see S 1840)
SB 1862	NCSU Legal Publications Funds	(see S 1840)
SB 1863	Kelly Street/Crossroads Funds	(see S 1840)
SB 1864	Public Safety Projects-District 18	(see S 1840)
HB 734	LRC/Open Beer Containers in MV's	(see S 257)
HB 962	Reallocate Funds for Brevard	
HB 999	Corporate Income Tax Study	
HB 1067	Standardize Budget Format	
HB 1199	Payment of Certain Witnesses	
HB 1202	Small Businesses/State CON	
HB 1214	Budgeting and Expenditure/Receipts	
HB 1217	UNC Vending Reports	(Id—S 257—Ch. 1100)
HB 1293	Superintendent Contract Renewals	

Executive Order

- 35 Transferring the State Information Processing Services (SIPS) to the Office of the State Controller
- 52 Veterans Preference in Job Training Partnership Act (JTPA) Programs

BASE BUDGET — NONE

CHILDREN AND YOUTH

- SB 98 Criminal History/Day Care
- SB 154 Report Child Abuse to CC&PS
- SB 322 Indv. Refund to N.C. Fund/Children
- SB 578 Day Care Changes
- SB 851 Day Care Facility Redefinition

COMMERCE

- SB 776 Independent Mortgage Companies
- SB 834 Safe Subsurface Installations
- SB 869 Nonmagnetic Underground Lines
- HB 1003 Modify Credit Card Rates
- HB 1260 Least-Cost Utility Planning

CONSTITUTION

SB 152 Superintendent Appointive/Member Terms

ECONOMIC GROWTH

SB 84 Clean Water Revolving Fund Act

Executive Order41 Governor's Task Force on Development of Private Seed Venture
Capital Sources**EDUCATION**

SB 132 No Pass/No Play Act
SB 183 No Oral Test For Prov. Licenses
SB 259 B.E.P. Local Control
SB 454 Avery School Elections
SB 572 School Snow Days
SB 609 Greensboro/High Point Schools
SB 635 Nash Bd. of Ed. Land Lease
SB 708 Home Schools Regulated
SB 779 Home Schools/Compulsory Ed.
SB 789 Availability of Driver Training
HB 1163 Adolescent Health Task Force

ELECTION LAWS

SB 88 Adoption of Voting Systems (Id—H 126)
SB 89 Requirements For Write-In Candidates (Id—H 127)
SB 112 Second Primaries Abolished
SB 452 Referendum on Seat Belt Usage (Id—H 675)
SB 650 Pitt Commissioners Elections (Id—H 863)
SB 712 Absentee Meeting Changed

ENVIRONMENT

SB 256 Haz. Waste Treat. Comm. Extensions (Id—H 368)
SB 286 Identify/Cleanup Orphan Dumps
SB 517 Protection From Inactive Haz. Sites (see H 1)
SB 766 Limit Proximity of Waste Facilities
SB 848 Low-Level Rad. Waste Mgt. Auth (Id—H 1277)
SB 1838 Clarify Haz. Waste Fees (Id—H 2623)
HB 1299 Solid Waste Flow Control

FINANCE

SB 16 Clarify Farm Bldg. Tax Exemption
SB 51 Income Tax Based on Federal Law
SB 59 Property Tax Deferral (Id—H 451)
SB 60 Reduce Contributions/Create Fund
SB 102 Service of Summons and Complaint
SB 236 Infrastructure/New Schools for N.C.
SB 317 N.C. Capital Corporations
SB 320 Government Utility Tax Refunds
SB 420 Dietetics/Nutrition Practice Act (Id—H 428)
SB 432 Counselors' Licensing Act
SB 434 School Loan Fund
SB 458 Bridgeton Sales Tax Proceeds
SB 486 Phosphate Severance Tax
SB 490 Local Occupancy Taxes Authorized
SB 530 Pitt Occupancy Tax (Id—S 366/H 540)
SB 546 Motor Fuel Tax Adjustment
SB 582 Hotel Cabinet Sales Permit (Id—H 716)
SB 584 Capital Improvement Bonds (Id—H 799)
SB 684 Moped Modifications
SB 686 Small Insurance Co. Premium Tax (Id—H 941)

SB 704	Fire Protection Contractors	
SB 722	Outdoor Advertising Permit Fees	
SB 731	NCSU Revenue Bond Auth	(Id—H 989)
SB 761	Tax Credit for Multiple Employer Trusts	
SB 808	Minors Can't Use Tobacco Products	
SB 839	Sales Tax Refund/School Boards	(Id—H 1192)
SB 866	Property Tax Discount Period Changes	
SB 906	Proration of Bailment Surcharge	(Id—H 1389)
SB 1580	N.C. Enterprise Corporations	(Id—H 2227)
SB 1609	Merchant's Discount Restored	(Id—H 2223)
SB 1631	Low-Level Rad. Waste Amendments	(Id—H 2365)
HB 199	Moore Occupancy Tax	
HB 307	School Building Finance Act	
HB 451	Property Tax Deferral	(Id—S 59)
HB 600	Fox Hunting/Controlled Reserves	
HB 1197	Expunge Record/Cost	
HB 2308	Nash/Edgecombe Private Sale	

HIGHER EDUCATION

HB 654	Community College Trustees/Terms	(Id—S 488)
HB 814	Cleveland Tech./Conversion	

HUMAN RESOURCES

SB 284	Sanitary Sewage System Permits	
SB 763	Radiation Tech. Practice Act	(Id—H 1250)
SB 786	CON Changes	(Id—H 1052)
SB 832	Sanitarian Amendments	
HB 566	Humane Disposal of Abortion Remains	
HB 578	CON Monitoring	

Executive Order

- 40 Governor's Commission for the Family

INSURANCE

SB 4	Invitation to Governor	
SB 158	Comp. Fault/Eliminate Joint and Several	
SB 296	No SDIP Points for 2 Point Offenses	
SB 463	Financial Guaranty Insurance	(Id—H 657)
SB 465	HMO Solvency	(Id—H 683)
SB 467	Consultant Costs/Filing Req'ts	(Id—H 784)
SB 660	Auto Insurance Rating Territories	
SB 676	Automobile Insurance Prem. Discounts	
SB 697	Consent Rates Not in Lieu of Rate Filing	
SB 713	Drunk Drivers Proof of Insurance	
SB 775	Insurer Access to Accident Records	
SB 878	Uninsured/Underinsured Auto Liability	
HB 710	Auto Ins Discount for Seniors	
HB 783	Property/Liability Insurance Amendments	(Id—S 464)
HB 784	Consultant Costs/Filing Req'ts	(Id—S 467)
HB 939	Prohibit Subrogation of Some Ins Benefits	
HB 1007	Local Government Pooled Risk	
HB 1139	Amusement Liability Insurance	

JUDICIARY I

SB 25	Itinerant Merchant Must Register	(Id—H 27)
SB 44	Removal of Unfit Elected Officials	
SB 105	Equit. Distrib. for Incompetent	
SB 180	Drivers Licenses After Drug Convictions	
SB 219	Adults Need Not Use Seat Belts	
SB 264	No Consent to Extend Probation	(Id—H 592)
SB 266	Notice of Alibi	
SB 305	Surrogate Contracts Unlawful	

SB 324	Sanitary District Merger	
SB 481	Nonprofit Directors-Lawsuit Immunity	
SB 487	Military MV Convictions Count	
SB 548	Fair Sentencing Changes	
SB 552	National Guard Promotions	
SB 577	Supreme Ct. Review Change	(Id—H 149)
SB 741	Sweet Potato State Vegetable	
SB 879	Sales Representative Commissions	(Id—H 1276)
SB 1674	DWI/Commercial Vehicles/Fees	(Id—H 2489)
SB 1675	DWI Pretrial Revocation	(Id—H 2490)
HB 279	Prohibit Minors From Appearing Topless	
HB 687	Amend State Farm Operations Comm.	
HB 838	Privacy/Child Witness	(Id—S 232)
HB 875	Historic Properties Hearings	
HB 1053	Bingo Proceeds	
HB 1068	Consent for Minor's Abortion	
HB 1095	Child Support Technical Amds	
HB 1108	Credit Sale Technical Change	
HB 1145	Just Compensation Amendments	(Id—H 1086)
HB 1215	Personnel Act Exemptions	

JUDICIARY II

SB 244	Trial Atty. Fees Court AP	
SB 314	Fair Housing for Handicapped	
SB 594	Waiver of Appearance Form	
SB 678	Limit Driving for Provisional Licensees	
SB 706	Vaccine Injury Program Changes	
SB 788	Birth Injury Compensation Act	
SB 826	Political Subdivision Tort Claims Act	
SB 828	Modify Collateral Source Rule	
SB 842	Punitive Damages in Civil Cases	
SB 843	Joint and Several Liability	
SB 844	\$250,000 Cap on Non-Economic Losses	
SB 863	Fraud/Property Disposal	(Id—H 1240)
SB 876	District Court Calendar Reduction	
HB 1210	Appeals From Small Claims Actions	
HB 2244	Garner Satellite Annexations	

JUDICIARY III

SB 99	Defendant Pay/Treatment of Child	
SB 139	Weekend Sentences Clarified	
SB 151	Deeds Need Not be Sealed	
SB 269	Collateral Repossession Rules	
SB 321	Domestic Violence Warrantless Arrests	
SB 547	Felony Death by Vehicle Punishment	
SB 595	Murder by Vehicle - Perm. Revocation	
SB 596	DWI-License Revocation Period	
SB 598	Revoke Limited Driving Privilege	
SB 599	Juveniles-Implied Consent Law	
SB 614	Child Pornography/Forfeit Assets	
SB 746	Impair Driving/Driving After Consuming	
SB 765	Divorce After Six Months Separation	
SB 793	Drug Penalty Change	
SB 811	Estate Disposition Commission	
HB 111	Discretion in Pretrial Release	
HB 513	Nursing Home Rights Clarification	
HB 787	DYS Teachers' Training	
HB 800	Fingerprint and Disposition Reports	
HB 1082	Water/Sewer Authority Jurisdiction	
HB 1225	Pretrial Release Fees	

- HB 1261 Ticket Money Held in Trust
HB 1264 Assault Officer/Penalty Increase

JUDICIARY IV

- SB 92 Open Parole Process to Victims (Id—H 165)
SB 135 Grand Jury/Children Exploited
SB 142 Additional Aggravating Factors
SB 214 Nonpartisan Trial Judge Election
SB 218 Intoxication Level for Class A Drivers
SB 232 Privacy/Child Witness (Id—H 838)
SB 277 New Theft Law
SB 287 Superior Court Election
SB 422 N.C. Shareholder Protection Act (Id—H 631)
SB 562 Drug Traffic Murder
SB 688 Shareholder Prot. Act Correction
SB 770 Distress Sales Regulated (Id—H 1101)
SB 835 Second Injury Fund
SB 872 Attempting to Elude Officer
SB 1476 Longevity Pay for Clerks of Court (Id—S 1320)
SB 1628 Business Corporation Act (Id—H 2325)
HB 168 Repeal Sunset on Bus Safety
HB 522 Workers' Comp/Inadmissible Evidence
HB 755 Murder During Drug Trafficking (Id—S 427)
HB 1205 Surrogate Parenting

LOCAL GOVERNMENT AND REGIONAL AFFAIRS I

- SB 28 Res. of Consideration—Annexations—2 (Id—S 29)
SB 208 Raleigh Local Development (Wake)
SB 478 Forsyth Airport Authority
SB 628 Catawba Towns Zoning Notices
SB 632 New Hanover County of Azaleas
SB 637 Pender Local Act
HB 611 Coakley Charter Repealed (Edgecombe)
HB 619 Abolish Coroner's Office in Caswell Co.
HB 686 Durham Anti-Apartheid Requirements
HB 760 Tarboro Assessment Abeyance
HB 850 Kernersville Vacancies
HB 2328 Mooresville Sch. Dist. Boundaries
HB 2352 Caswell Commission/School Elections (Id—S 1616)
HB 2364 Wrightsville Referendum

LOCAL GOVERNMENT AND REGIONAL AFFAIRS II

- SB 117 Concord May Regulate Junked Vehicles
SB 153 Scotland County Private Sale (Scotland) (Id—H 239)
SB 414 Matthews Zoning (Mecklenburg)
SB 567 Alleghany Beautification
SB 568 Rockingham Beautification
SB 587 Surry Beautification
SB 588 Watauga Beautification
SB 589 Ashe Beautification
SB 590 Stokes Beautification
SB 591 Rockingham County Validating Act
SB 611 Mitchell Deed Tax Stamp
SB 615 Burke County Police
SB 1582 Waynesville Zoning Notices
SB 1599 Landis Government Form Changed (Id—H 2263)
SB 1618 Pender County
HB 182 Caldwell Fire Dist Increase (Id—S 123)
HB 528 Lawrence Charter Repealed (Edgecombe)
HB 580 Matthews Annexation (Mecklenburg)
HB 707 Increase Onslow County Fines

MANUFACTURING AND LABOR

SB 108	Workers' Comp/Farm Labor	(Id—H 299)
SB 773	Amend Workers' Comp. Act	
SB 812	Amend Workers' Comp. Definitions	
HB 1024	Loss of Limb/Extend Benefits	
HB 1132	Workers' Comp. Revision	
HB 1228	Compensation for Hernias	

NATURAL AND ECONOMIC RESOURCES AND WILDLIFE

SB 91	Sandhills Game Lands/No Check Station	
SB 503	No Hunting/Alligator Lake (Hyde)	
SB 805	Sr. Citizen/Half Price License	
SB 867	Regulate Fox Hunting	
HB 788	Fox Hunting/Moore County	
HB 1017	Game Land Theft Penalties	

PENSIONS AND RETIREMENT

SB 33	Health Benefits/Surviving Spouses	(Id—H 23)
SB 103	Distributive Award Changes	(Id—H 100)
SB 603	Military Service Retirement Purchase	
SB 717	Retirement Formula Increase	
SB 800	Local Retirement Formula Increase	(Id—S 720/H 1072)
SB 830	Judicial Re-Retirement Benefits	
HB 1116	Local Retirement Credit for Federal Ser	

RULES AND OPERATION OF THE SENATE

SJR 52	Appointment/N.C. Utilities Commission	(Id—H 65)
SJR 125	Honor Russell F. Vanlandingham	(Id—S 181)
SJR 126	Elim. Discrim./Soc. Sec. Benefits	
SB 386	Child Support Commission	(Id—H 582)
SR 472	Honor J. Robert Gordon	
SJR 550	Honor Mrs. Reginald Wilson	(Id—H 808)
SJR 698	Reimbursement/Preventive Health Care	(Id—H 1020)
SJR 819	Honoring Hargrove "Skipper" Bowles	
SJR 1085	Comm/Study Leasing State Office Space	(Id—H 1819/see H 1)
SJR 1157	LRC/Study Need for Attorneys	(Id—H 1818/see H 1)
SB 1167	Inland Waters/Phosphate Tax Study	(see H 1)
SB 1176	Oregon Inlet Study	(see H 1)
SB 1308	Legislative Budget Commission	
SJR 1587	Enabling/Ext. Admin. Rules Review Comm.	
SJR 1611	Enabling/Drug Traffickers Sentencing	(Id—H 2302)
SJR 1629	Enabling/Drug Trafficking Parole Changes	
SJR 1866	Enabling/Gubernatorial Veto	(see S 456)
HJR 65	Appointment/NC Utilities Comm	(Id—S 52)
HJR 176	Refinancing of FMHA Farm Debts	
HJR 320	Senior Citizens Appointments Urged	
HJR 590	Support/Rat - 2nd Amend Bill of Rights	
HJR 596	Honor/Dedication Blue Ridge Parkway	
HJR 808	Mem. Mentally Hand. Trng.	(Id—S 550)
HJR 1178	Gratitude to Citz of 31 States & Canada	
HJR 2157	Honor C.B. Kane	
HJR 2377	Enabling/Political Freedom—State Employees	
HJR 2553	Enabling/Add Cosmetology Fee	

Executive Orders

- 44 Amendment to Executive Order 29: Governor's Task Force on Racial Religious and Ethnic Violence and Intimidation
- 45 The Governor's Language Institutes Advisory Board
- 46 Amendment to Executive Order Number 40: Governor's Commission for the Family
- 47 Amendment to Executive Order Number 27 "North Carolina Fund for Children and Families Comm."

STATE GOVERNMENT

- | | | |
|--------|--------------------------------|------------|
| SB 82 | Simplified Business Licensing | (Id—H 109) |
| SB 262 | Collard State Vegetable | (Id—H 408) |
| HB 174 | Alarm Systems Board Amendments | |
| HB 408 | Agric Products Festivals | (Id—S 262) |
| HB 444 | Informal Bid Limits | (Id—S 294) |

Executive Orders

- 53 Governor's Inter-Agency Advisory Team on Alcohol and Other Drug Abuse
- 54 Coordinated Planning For Employment and Training Programs
- 55 Martin Luther King, Jr. Holiday Commission
- 56 Governor's Advisory Board on Athletes Against Crime
- 57 Governor's Blue Ribbon Commission on Coastal Initiatives
- 58 Extend Grace Period for Obtaining 1988 Commercial Fishing Licenses
- 59 "Juvenile Justice Planning Committee" Amendment to Executive Order Number 15
- 60 Governor's Task Force on the North Carolina Driver License System
- 61 "Governor's Advisory Commission on Military Affairs" Amendment to Executive Order 49
- 62 "Governor's Task Force on Development of Private Seed Venture Capital Sources" Amendment to Executive Order Number 41
- 63 State Asbestos Study Commission
- 64 Extension of Governor's Council on Alcohol and Drug Abuse Among Children and Youth
- 65 North Carolina State Defense Militia
- 66 State Employees Combined Campaign
- 67 Governor's Task Force on the Shortage of Nurses in North Carolina
- 68 North Carolina Commission on the Superconducting Super Collider
- 69 Governor's Task Force on Aquaculture in North Carolina
- 70 Women's Economic Development Advisory Council
- 71 Governor's Task Force on Rail Passenger Service
- 72 "Governor's Inter-Agency Advisory Team on Alcohol and Other Drug Abuse" Amendment to Executive Order Number 53
- 73 Emergency Management Program

STATE PERSONNEL

- SB 118 Protect Informant State Employees
- SB 515 Governor Calls Snow Days
- SB 605 Compensation for State Employees

Executive Order

- 39 Board of Trustees of the N.C. Public Employee Deferred Compensation Plan

TRANSPORTATION

- | | | |
|---------|----------------------------------|-------------|
| SB 150 | 65 M.P.H. on Rural Interstates | (see H 431) |
| SB 258 | Redirect Access, N.C. Funds | |
| SB 267 | 65 M.P.H. on Certain Interstates | (see H 431) |
| SB 301 | Directors' Terms/Mem. Hosp. | |
| SB 677 | Small County Relocation Payments | |
| SB 864 | Responsible Sellers Exemption | (Id—S 780) |
| SB 1712 | Highway Facility Bonds | (Id—H 2491) |

HB 949 Aviation Safety

HB 1081 Nonrefundable Airline Tickets

VETERANS AFFAIRS AND SENIOR CITIZENS

HB 2287 Scholarships for Children of War Veterans

WAYS AND MEANS

SB 15 Deduct Payments for Spouse's Parent

SB 304 Wildlife Tax Credit Incr.

SB 366 Inventory Tax Credit/Warehouse (Id—H 540)

SB 493 Premiums Tax Exemption

SB 718 Corporate Dividend Deduction

SB 723 Interest on Local Sales Taxes

SB 790 Clarify Intangibles Exemption

SB 875 Waterfowl Habitat Improvements

SB 1098 Day Care Tax Credits

HB 11 No Tax on Advertising Services

HB 86 100% Disabled Vets Prop Tax Exclusion

HB 256 Nat. Guard Tax Exclusion Incr.

CONFERENCE COMMITTEE

SB 412 Licensing Commercial Truck Drivers

HB 970 Raise Bid LIMITS

HB 1120 Collection of Judgments

PETITIONS FILED

Radioactive Waste Repository

SENATE RESOLUTIONS

SR 13 Permanent Rules of the 1987 Senate (ADOPTED)

SR 1546 Amend Perm Rules/CH. 180, 1987 S. Laws (ADOPTED)

SR 1554 Procedure/nominate/elect Bd Gov UNC (ADOPTED)

FAILED TO PASS

SB 451 Death Penalty/Disproportionate Use

SB 502 State Retirement Not Marital Property

SB 747 Limited Driving Privileges

SB 827 Punitive Damages Standard of Proof

HB 1013 Boxing—Round Scoring

HELD AS FILED

SB 845 Waterfowl Habitat Deduction

SB 1075 Vocational Rehab. Subrogation Rights

SB 1086 Court Costs Increase

SB 1440 Nonresident Bear Hunting License

SB 1505 Local Government Confinement Costs

HELD IN CLERK'S OFFICE

HB 832 Alcoholic Rehab. Centers Name Change

HB 1161 Statute of Limitations Extended

HB 1180 No Alcoholic Beverages/School Property

HB 1673 Blank Appropriations Bill—2

HB 1709 Jail Fee Clarification

POSTPONED INDEFINITELY

SB 136 Model Procurement Code (Id—H 277)

SJR 186 Honor Dr. K. Z. Chavis (Id—H 162)

SB 734 Control Hostile Takeovers (Id—H 973)

SB 1704 Nurse Emergency Assistance Act (Id—H 2461)

TABLED

SB 273 No Towing from Sunset to Sunrise

- SB 551 N.G. Fail to Attend Scheduled Training
 SB 850 Animal Fighting Revision
 HB 887 Allow Officers to Cross Medians

UNFAVORABLY REPORTED

- SB 81 Dropouts Ineligible/Drivers Licenses
 SB 127 1987 State Lottery Act
 SB 174 Employee/Employer Rep. on Board
 SB 333 Referendum on Seat Belt Usage
 SB 456 Gubernatorial Veto Amend
 SB 483 Voter Purge Process Rewritten
 SB 541 Overloads on Bridges
 SB 627 School Pay Day/Forsyth
 SB 823 Liability Insurance Before Lic Issued
 SB 846 Adoption Records Disclosed
 SB 1504 Lottery Study Funds
 HB 352 Juvenile Records for Research
 HB 842 Charlotte Fire Sprinklers

UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDMENT

(HCS = House Committee Substitute)

- | | | |
|--------|--------------------------------------|-----------------------|
| SB 8 | Hazelwood-Waynesville Merger | (HCS for SCS) |
| SR 13 | Permanent Rules of the 1987 | Senate |
| SB 18 | Raise Federal Retirement Exclusion | |
| SB 29 | Res. of Consideration-Annexations-2. | (Id—S 28) |
| SB 37 | Expedite Trials W/Child Witnesses | |
| SB 48 | Shallow Land Burial Ban. | (HCS for SCS—Id—H 69) |
| SB 60 | Reduce Contributions/Create Fund | |
| SB 66 | Comp. Fault—Apply to State Torts | (Id—H 97) |
| SB 69 | Secondary Road Equalization Fund | |
| SB 97 | Restaurants' Health Rating | |
| SB 101 | Directors' Liability and Indemn. | (HCS for SCS) |
| SB 102 | Service of Summons and Complaint | |
| SB 106 | Evid. Amount of Medical Charges | |
| SB 109 | Fire/Rescue Squad Volunteer Duties | |
| SB 110 | Clean Water Loan and Grant Fund | |
| SB 113 | Tax Credit for Creating Jobs | |
| SB 114 | Suspend Hazardous Waste Permits | (Id—H 134) |
| SB 121 | CYO Parole for Drug Offenses | |
| SB 131 | Littering Penalty Revised | (HCS for SCS) |
| SB 136 | Model Procurement Code | (Id—H 277) |
| SB 149 | Make Superintendent Appointive | |
| SB 160 | Minors/Delivery For Some Pharmacies | |
| SB 172 | Workers' Comp. Act Amendments | (HCS for SCS) |
| SB 176 | Classification System Study | (Id—H 248) |
| SB 182 | Greensboro Ordinance Penalties | |
| SB 188 | No Pass/No Drive | |
| SB 200 | Carteret Occupancy Tax | (Id—H 280) |
| SB 202 | Court Give Reason For Bail Bond | (Id—H 465) |
| SB 203 | Interest Rate Recodification | (see H 1) |
| SB 205 | School Finance Act | |
| SB 210 | Burial Association Administrator | |
| SB 212 | Clarify Exemption/Homes for Aged | (Id—H 318) |
| SB 213 | Felony Possession of Cocaine | |
| SB 217 | Business Investment Tax Credit | (for substitute #1) |
| SB 217 | Business Investment Tax Credit | (for substitute #2) |
| SB 230 | Market Sanitation Rules | (for substitute #1) |
| SB 230 | Market Sanitation Rules | (for substitute #2) |
| SB 236 | Local Government Finance Act | (for substitute #1) |

SB	236	Capital Improvement Finance Act	(for substitute #2)
SB	240	Medical Malpractice Procedures	(HCS for SCS)
SB	242	Medical Board Powers and Duties	
SB	246	Closed Claim Studies-Med. Malpract	
SB	260	Airspace Ceiling Changes	
SB	288	DHR Assistance	(HCS for SCS)
SB	306	Manuf. Housing Zoning and Taxation	(Id—H 507)
SB	312	Early Educational Program	(see H 1)
SB	317	N.C. Capital Corporations	
SB	323	Life Care CON	(Id—H 493)
SB	329	Insurance By/For Credit Cards	
SB	334	Corp. Refund to N.C. Fund/Children	
SB	337	Inheritance Tax Certification	
SB	343	Business Records/Absent Parent	
SB	344	Escape From 24-Hour Facility	
SB	351	Sanitarian Defense	(HCS for SCS)
SB	358	Benefits Held in IV-D Cases	(HCS for SCS)
SB	366	Pitt Occupancy Tax	(Id—H 540)
SB	367	Juvenile Code Revision	
SB	369	Differentiated Pay/Schools	
SB	372	Limit Liability/Nonprofit Officer	(HCS for SCS)
SB	375	Hazardous Waste Liability	(HCS for SCS)
SB	389	To Regulate the Operation of Wells	
SB	403	Cancellation of Judgment by Clerk	
SB	409	Support Arrears Are a Judgement	(HCS for SCS)
SB	412	Licensing Commercial Truck Drivers	(HCS for SCS)
SB	432	Counselors Licensing Act	
SB	458	Craven Tax Proceeds for Water	
SB	459	Hull and Protection Indemnity Clubs	
SB	461	Local Gov. Punitive Damages Immunity	
SB	462	Long-Term Care Insurance	(Id—H 658)
SB	464	Property/Liability Insurance Amendments	(Id—H 783)
SB	471	Landowner Liability/Trials	(HCS for SCS)
SB	484	Coin Laundry/No Sales Tax	(HCS for SCS)
SB	495	Assistance Dogs for Handicapped	
SB	509	DWI Civil License Revocation	(see H 1)
SB	512	Third Party Ins. Administrators	(HCS for SCS)
SB	513	Insurance Law Technical Amendments	(HCS for SCS/Id—H 711)
SB	516	Employee Grievance/Counsel Provided	
SJR	522	Honor Centennial of Southern Pines	
SB	526	Felony Child Abuse Change	
SB	528	Deer Hunting Penalties Raised/Wayne	
SB	531	Auditor's Hotline	
SB	545	ABC Elections in Unincorporated Areas	
SB	558	L.P. Gas Dealers Alternative Insurance	
SB	564	Merger of Migrant Housing Laws	(for substitute #1)
SB	564	Migrant Housing Laws Changes	(for substitute #2)
SB	586	DHR Appeal Change	
SB	601	Retirement Formula Increase	
SB	604	Cotton Warehouse Act	
SB	605	Compensation for State Employees	
SB	621	Robeson School Merger	(HCS for SCS)
SB	643	Senate President's Appointments	
SB	647	County Anti-Apartheid Requirements	(HCS for SCS)
SB	668	Flying While Impaired	(HCS for SCS)
SB	669	Tort Claims Clarification	(HCS for SCS)
SB	685	Premium Tax Reform	(Id—H 942)
SB	692	Food & Drug Tampering/Illegal	

SB	693	J. Robert Gordon Recognition	
SB	696	Refer Incorporation Bills	
SB	699	Students-At-Risk Program	
SB	709	Fisherman/Hunter Harassment	
SB	718	Corporate Dividend Deduction	
SB	723	Interest on Local Sales Taxes	
SB	733	Driver Education Changes	
SB	734	Control Hostile Takeovers	(Id—H 973)
SB	736	Board of Governors Terms	
SB	738	Housing Trust Fund	(Id—H 1060)
SB	740	No Appeal Bonds for Counties	
SB	743	Extend Consumer Finance Authority	
SB	747	Limited Driving Privileges	
SB	749	Recreation and Natural Heritage Trust	
SB	752	FSC Corporate Tax Exemption	
SB	754	Local Health Director Authority	
SB	755	Superconducting Super Collider	
SB	756	Special Provisions/Const. Amend	
SB	759	Multiple Employer Trusts	(for substitute #1)
SB	759	Multiple Employer Trusts	(for substitute #2)
SB	759	Multiple Employer Trusts	(for substitute #3)
SB	774	Chemical Analysis/Impaired Boaters	
SB	777	Strengthen Joint Custody	(HCS for SCS)
SB	778	Pilot Mediation Programs	
SB	784	Physicians Dispensing Drugs	(HCS for SCS)
SB	785	Equitable Dist. as Consent Judgment	
SB	796	Clean Detergent Act Change	
SB	806	Neuse Phosphate Discharges	
SB	807	Outlawry Blank Bill	
SB	818	Shoplifting/Civil Remedy	(HCS for SCS)
SJR	819	Honor Hargrove "Skipper" Bowles, Jr.	
SB	820	Fee Adjustments	
SB	821	Various Fee Adjustments	
SB	831	Aquaculture Planning Act	
SB	833	Standard Fire Insurance Policy Change	
SB	835	Second Injury Fund	
SB	837	Funeral Service Referral Discipline	
SB	841	Mental Health Emergency Admissions	(Id—H 1200)
SB	847	Leave Without Pay Due to Illness Service Purchase	
SB	848	Low-Level Rad. Waste Mgt. Auth.	(for substitute #1/Id—H 1277)
SB	848	Low-Level Rad. Waste Mgt. Auth.	(for substitute #2)
SB	849	Social Services Subrogation	
SB	853	Sales Tax/Agriculture Rules	
SB	857	Ombudsmen Positions	(see H 1)
SB	862	PPOs Yearly Consider New Providers	(HCS for SCS)
SB	870	Rewrite - Marine Fisheries Statutes	(HCS for SCS)
SB	875	Waterfowl Habitat Improvements	
SB	877	Tax Collector to be Tag Agent	(see H 1)
SB	944	Spirituuous Liquor Sales Tax	(HCS for SCS)
SB	1018	DHR Grant Acceptance	
SB	1099	DHR Liability Insurance Purchase	
SB	1185	Voc. Rehab. Independent Living Funds	(Id—H 1931)
SB	1241	Distillery Tax Credit Changes	
SB	1277	Funds	
SB	1307	Property Transfer	
SB	1310	Central Voter File System Funds	
SB	1356	Adolescent Substance Abuse Program/Funds	

SB	1395	Health Plan Administration Expenses	
SB	1402	Egg Promotion Program	
SB	1559	Aging Services; Funds	(Id—H 2185)
SB	1580	N.C. Enterprise Corporations	(Id—H 2227)
SB	1619	Wilmington/Lis Pendens	
SB	1631	Low-Level Rad. Waste Amendments	(Id—H 2365)
SB	1645	Reimbursement Formula Changes	
SB	1676	Administrative Rules Funds	(HCS #2 for SCS/Id—H 2395)
SB	1840	Local Discretionary Funds	
SJR	1866	Enabling/Gubernatorial Veto	(HCS for SCS/see S 456)
HB	10	Attorney Gen. Issue Bingo License	
HB	71	Review Proposed Licensing Boards	
HB	77	Cancel Deed of Trust/Procedure	
HB	94	Treatment Works Permit/Bond	
HB	100	Distributive Award Changes	(Id—S 103)
HB	133	Same Joint and Trust Account	
HB	134	Inactive Hazardous Sites Cleanup	
HB	142	Raise Federal Retirement Exclusion	
HB	179	Truth in Labeling for Pol. Adv.	
HB	193	Reconciliation Defined	
HB	226	Civil Rights Act	
HB	231	School Corporal Punishment Rules	
HB	243	Day-Care Commission Membership	
HB	271	Title Insurance for Closing Services	
HB	274	Works of Art in State Buildings	(Id—S 199)
HB	280	Hertford Occupancy Tax	(Id—S 200)
HB	288	Failure to List/Modify Salvage Title	
HB	291	Discretionary License Hearings	(for substitute #1)
HB	291	Discretionary License Hearings	(for substitute #2)
HB	331	Education Governance	
HB	333	Additional School Merger Procedure	
HB	345	Litter Law Enforcement/Brunswick	
HB	379	Aquatic Weed Costs/Local Leases	
HB	432	SBI Background Checks/Leg. Confirmation	(for substitute #1)
HB	432	SBI Background Checks/Leg. Confirmation	(for substitute #2)
HB	458	Communicable Disease Law	
HB	503	Insurance Agent Licensing	
HB	541	No Death Penalty for Youths	
HB	546	Amend Empl Security Law	
HB	587	Chiropractic Discounted Fees	
HB	589	Superior Court Elections-2	(for substitute #1)
HB	589	Superior Court Elections-2	(for substitute #2)
HB	609	Omnibus Bill	(for substitute #1)
HB	609	Omnibus Bill	(for substitute #2)
HB	628	Motor Vehicle Headlights on in Fog	
HB	637	'Abused Juvenile' Change	
HB	642	Local Bd. of Health Rules	
HB	648	State Applicants/Fraudulent Disclosure	
HB	657	Bond Issue Time Ext.	(Id—S 463)
HB	663	Limit Liability for Advisors	
HB	666	AIDS Prevention Instruction	
HB	668	Carrboro Charter Consolidation	
HB	683	HMO Solvency	(Id—S 465)
HB	697	Reciprocal Wildlife License Fees	
HB	726	Investigate Certain Crimes	

HB 727	Social Services Appeals Changes	
HB 734	LRC/Open Beer Containers IN MV'S	(see S 257)
HB 744	Lake Wylie Marine Commission	
HB 752	Mental Health Technical Changes	
HB 768	Credit Card Disclosure	
HB 773	Insurance Advertising/Sales	
HB 781	Birth Defects Registry	
HB 785	Ins. Tech. Corr. and Insolvencies	
HB 790	School Snow Days	(Id—S 572)
HB 804	Small Estates Probate Clarification	
HB 807	Criteria for Air/Water Permits	
HB 820	Abandoned Artifacts	
HB 823	Determining Fire Insurance Rates	
HB 826	Clarify Domestic Violence	
HB 831	Funeral Service Fees	
HB 835	Corrections Administrative Remedy	
HB 837	Home Instruction/Compulsory Educ	
HB 853	Day Care Changes	
HB 858	No Withdrawal After Deadline	
HB 863	Pitt Commissioners Elections	(Id—S 650)
HB 869	Bladen Commissioners Districting	
HB 876	Abandoned Railroad Easements	
HB 895	Fire Service District Annexation	
HB 911	Speaker's Appointments	
HB 917	Orange/Chatham Omnibus	
HB 926	Durham Urban Development	
HB 954	Guardianship Law Rewrite	
HB 975	Securities Act Improvements	
HB 978	Uniform APA Hearings/Judicial Review	
HB 1004	Regulate All Bingo	
HB 1006	Convert Comm. Coll./Tech. Inst.	
HB 1008	Separate Ballot/Multi-Seat Races	
HB 1022	Credit Insurance Rate Change	
HB 1030	Foreclosure Possession Order	
HB 1046	Nursing Home Board Rules	
HB 1065	First Available Bed Priority	
HB 1099	Child Support Income Verification	
HB 1106	Equitable Distribution Judgment	
HB 1107	Who May Order Building Vacated	
HB 1111	Mortgage Banker & Broker Registration	
HB 1120	Appellate Fee Determination	
HB 1124	Campaign Expense Limits	
HB 1126	Late Fee on Rent	
HB 1130	Anabolic Steroid as Controlled Substance	
HB 1133	Veteran's Preference for State Jobs	(for substitute #1)
HB 1133	Veteran's Preference for State Jobs	(for substitute #2)
HB 1136	APA Technical/Conforming Changes	
HB 1142	Technical/Conforming Tax Changes	
HB 1158	Private Auto Insurance Changes	
HB 1160	Maintenance of Private Graves	
HB 1171	Amend Sed. Pollution Control Act	
HB 1176	Employment Security Claimant Protection	
HB 1182	Extend Intensive Probation	(for substitute #1)
HB 1182	Amend Intensive Probation	(for substitute #2)
HB 1187	Technical Corrections	
HB 1204	Water Authority Condemnation	(for substitute #1)
HB 1204	Water Authority Condemnation	(for substitute #2)
HB 1204	Water Authority Condemnation	(for substitute #3)

- HB 1208 Domestic Violence Changes
HB 1237 Investment Advisers
HB 1240 Fraud/Property Disposal
HB 1262 Clean Detergent Tech. Amend.
HB 1293 Superintendent Contract Renewals
HB 1304 Establish Leaking Tank Funds
HB 2172 Kinston/Lenoir Industrial Development
HB 2238 Local Airports/Private Sales
HB 2641 Appropriations/1988-89
HB 2656 N.C. Aquarium Study
HB 2656 N.C. Aquarium Study

(Id—S 863)

(for substitute #1)

(for substitute #2)

WITHDRAWN FROM CONSIDERATION

- SB 564 Migrant Housing Laws Changes
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NORTH CAROLINA GENERAL ASSEMBLY SENATORIAL DISTRICTS

(G.S. 120-1)

DISTRICTS (Seats)	COUNTIES Townships, Precincts, Towns, Census Tracts, Enumeration Districts
1st (1)	BEAUFORT (Township of Pantego), BERTIE (Townships of Merry Hill, Whites, Windsor—Town of Askewville; Enumeration Districts 196, 197), CAMDEN, CHOWAN, CURRITUCK, DARE, GATES (Townships of Holly Grove, Hunters Hill, Mintonville), HYDE, PASQUOTANK, PERQUIMANS, TYRRELL, WASHINGTON.
2nd (1)	BERTIE (Townships of Colerain, Indian Woods, Mitchell, Roxobel, Snake Bite, Woodville, Windsor—Town of Windsor; Enumeration Districts 198A, 199), EDGECOMBE (Townships of 3—Upper Conetoe, 4—Deep Creek), GATES (Townships of Gatesville, Hall, Haslett, Reynoldson), HALIFAX (Townships of Conocarnara, Enfield, Halifax, Littleton, Palmyra, Roseneath, Scotland Neck, Weldon), HERTFORD, MARTIN (Townships of Goose Nest, Hamilton), NORTHAMPTON, VANCE (Townships of Middleburg—Nutbush, Townsville, Williamsboro, WARREN (Townships of Fork, Hawtree, Nutbush, River, Roanoke, Sandy Creek, Shocco, Sixpound, Smith Creek, Warrenton)
3rd (1)	CARTERET, CRAVEN, PAMLICO.
4th (1)	ONslow.
5th (1)	DUPLIN, JONES, LENOIR, PENDER (Townships of Columbia, Union).
6th (1)	EDGECOMBE (Townships of 1—Tarboro, 2—Lower Conetoe, 5—Lower Fishing Creek, 8—Sparta, 9—Otter Creek, 10—Lower Town Creek, 11—Walnut Creek, 12—Rocky Mount, 13—Cokey, 14—Upper Town Creek), MARTIN (Township of Robersonville), PITT (Townships of Arthur, Belvoir, Bethel, Falkland, Farmville, Fountain), WILSON (Townships of Gardner, Wilson, Toisnot).
7th (1)	NEW HANOVER, PENDER (Townships of Burgaw, Canetuck, Caswell, Grady, Holly, Long Creek, Rocky Point, Topsail).
8th (1)	GREENE, WAYNE.
9th (1)	BEAUFORT (Townships of Bath, Chocowinity, Long Acre, Richland, Washington), MARTIN (Townships of Beargrass, Cross Roads, Griffiths, Jamesville, Poplar Point, Williams, Williamston), PITT (Townships of Ayden, Carolina, Chicod, Greenville, Grifton, Grimesland, Pactolus, Swift Creek, Winterville).
10th (1)	EDGECOMBE (Townships of 6—Upper Fishing Creek, 7—Swift Creek), HALIFAX (Townships of Brinkleyville, Butterwood, Faucett, Roanoke Rapids), NASH, WARREN (Townships of Fishing Creek, Judkins), WILSON (Townships of Black Creek, Cross Roads, Old Fields, Saratoga, Springhill, Stantonsburg, Taylor).
11th (1)	FRANKLIN, VANCE, WAKE (Townships of Bartons Creek, Little River, Marks Creek, New Light, Wake Forest, St. Matthews Precincts 1, 2, 3, 4).
12th (2)	CUMBERLAND (Townships of Black River, Carvers Creek, Cedar Creek, Cross Creek, Eastover, Gray's Creek, Manchester, Pearces Mill, Rockfish, Seventy-First).

- 13th (2) DURHAM, GRANVILLE, PERSON, ORANGE (Townships of Cedar Grove, Eno, Little River).
- 14th (3) HARNETT, LEE, WAKE (Townships of Buckhorn, Cary, Cedar Fork, Holly Springs, House Creek, Leesville, Meredith, Middle Creek, Neuse River, Panther Branch, Raleigh, St. Mary's, St. Matthews [not including District 11], Swift Creek, White Oak).
- 15th (1) JOHNSTON, SAMPSON.
- 16th (2) CHATHAM, MOORE, RANDOLPH, ORANGE (Townships of Bingham, Chapel Hill, Cheeks, Hillsborough).
- 17th (2) ANSON, MONTGOMERY, RICHMOND, SCOTLAND, STANLY, UNION.
- 18th (1) BLADEN, BRUNSWICK, COLUMBUS, CUMBERLAND (Township of Beaver Dam).
- 19th (1) FORSYTH (Townships of Belews Creek, Kernersville), GUILFORD (Townships of Bruce, Center Grove, Clay, Fentress, Greene, Madison, Monroe, Oak Ridge, Rock Creek, Washington—Precincts of Friendship I, Greensboro 10, 20, 21, 27, 28, 32, 34, 35).
- 20th (2) FORSYTH (Townships of Abbotts Creek, Bethania, Broadbay, Clemmons, Lewisville, Middle Fork, Old Richmond, Old Town, Salem Chapel, South Fork, Vienna, Winston).
- 21st (1) ALAMANCE, CASWELL.
- 22nd (1) CABARRUS, MECKLENBURG (Precincts of Charlotte 62, 64, Clear Creek, Matthews, Mint Hill 1, 2, Morning Star, Providence).
- 23rd (2) DAVIDSON, DAVIE, ROWAN.
- 24th (2) ALLEGHANY, ASHE, ROCKINGHAM, STOKES, SURRY, WATAUGA.
- 25th (3) CLEVELAND, GASTON, LINCOLN, RUTHERFORD.
- 26th (2) ALEXANDER, CATAWBA, IREDELL, YADKIN.
- 27th (2) AVERY, BURKE, CALDWELL, MITCHELL, WILKES.
- 28th (2) BUNCOMBE, McDOWELL, MADISON, YANCEY.
- 29th (2) CHEROKEE, CLAY, GRAHAM, HAYWOOD, HENDERSON, JACKSON, MACON, POLK, SWAIN, TRANSYLVANIA.
- 30th (1) HOKE, ROBESON.
- 31st (1) GUILFORD (Townships of Jefferson, Sumner, High Point Census Tract 166 [Block 921], Precincts of Greensboro 3, 4, 5, 6, 7, 8, 9, 11, 19, 25, 29, 30, High Point 3, 5, 6, 7, 11, 12, 19, Jamestown 1, 2, 3).
- 32nd (1) GUILFORD (Township of Deep River, Precincts of Friendship II, Greensboro 1, 2, 12, 13, 14, 15, 16, 17, 18, 22, 23, 24, 26, 31, 33, 36, High Point 1, 2, 4, 8, 9, 10, 13, 14, 15, 16, 17, 18, 20, 21).
- 33rd (1) MECKLENBURG (Precincts of Charlotte 2, 11, 12, 13, 14, 15, 16, 22, 25, 27, 29, 31, 39, 41, 42, 44, 46, 52, 54, 55, 56, 60, 77, 78, 82, Long Creek 2).
- 34th (1) MECKLENBURG (Precincts of Charlotte 3, 4, 5, 23, 24, 26, 28, 30, 33, 40, 43, 45, 53, 61, 79, 80, 81, 83, 84, 89, Berryhill, Cornelius, Crab Orchard 1, 2, Davidson, Huntersville, Lemly, Long Creek 1, Mallard Creek 1, 2, Oakdell, Paw Creek 1, 2, Steel Creek 1, 2).
- 35th (1) MECKLENBURG (Precincts of Charlotte 1, 6, 7, 8, 9, 10, 17, 18, 19, 20, 21, 32, 34, 35, 36, 37, 38, 47, 48, 49, 50, 51, 57, 58, 59, 63, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 85, 86, 88, Pineville).
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SENATE RESOLUTIONS

SECOND SESSION 1988

No simple resolutions were filed during the 1988 Second Session.

ACTIVATION OF APPROPRIATIONS COMMITTEE

OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF NORTH CAROLINA
RALEIGH 27611

March 25, 1988

The Honorable J. J. Harrington
Post Office Drawer 519
Lewiston/Woodville, North Carolina 27849

Dear Monk:

The Senate and House Appropriations Committees will begin joint meetings before the General Assembly convenes on June 2, 1988.

The Committee meetings will start Monday, May 16, at 2:00 pm in the Appropriations Room of the Legislative Office Building. You will begin hearing the various department requests May 16 and may continue meeting during the two weeks prior to the Session.

Speaker Ramsey and I are hopeful that this early committee action will assist you in making budget decisions once we convene.

I appreciate your willingness to meet prior to the session, and believe we should work toward a truly short 1988 session.

I look forward to seeing you in Raleigh on May 16.

Sincerely,
Bob Jordan
Lieutenant Governor

APPROPRIATIONS COMMITTEE MEETING SCHEDULE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE CHAMBER
STATE LEGISLATIVE BUILDING
RALEIGH 27611

May 9, 1988

TO: Senate Members of Appropriations Committee

FROM: Senator Aaron W. Plyler S/A.W.P.

Budget Hearings will begin on Monday, May 16, 1988, at 2 p.m. We will be meeting through Wednesday, May 18. We will reconvene on Monday, May 23, at 2 p.m. and proceed with hearings through Wednesday, May 25. We will make this break on May 19 and 20 to allow the regularly scheduled Governmental Operations Committee to meet.

I look forward to seeing you on Monday.

(June 2, 1988—see Page 5)

APPOINTMENT OF SENATE CHAPLAIN

OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF NORTH CAROLINA
RALEIGH 27611

May 25, 1988

The Reverend Vernon Tyson
Edenton Street United Methodist Church
228 West Edenton Street
Raleigh, North Carolina 27603

Dear Vernōn:

I am pleased that you have agreed to serve as Chaplain of the Senate for the 1988 Session. I look forward to the inspiration I know you will give to the Senators, the staff and to me. Thank you for your commitment.

With warmest personal regards,

Sincerely,
S/Bob Jordan
Lieutenant Governor

(June 2, 1988—see Page 9)

EXECUTIVE ORDERS

of the

GOVERNOR OF THE STATE

OF NORTH CAROLINA

JAMES G. MARTIN

In compliance with G.S. 150A (Art. 5) and Chapter 479 (S.B.1 [Sec. 152]) of the 1985 Session Laws, the Office of the Governor of the State of North Carolina has filed with the Senate Principal Clerk a copy of all Executive Orders issued (to date of printing) as summarized below.

The full text of Executive Orders 54 through 74 can be found in the *Session Laws of the 1987 General Assembly, Second Session 1988*.

Executive Order	Title	Date of Issuance
54	Coordinated Planning For Employment and Training Programs	8/25/87
Establish a uniform planning period for all employment and training activities in the State.		
55	Martin Luther King, Jr. Holiday Commission	9/30/87
Establish a ten member commission to promote an awareness and appreciation of the life and work of Martin Luther King.		
56	Governor's Advisory Board on Athletes Against Crime	9/30/87
Establish an Advisory Board consisting of a Chairman and at least fifteen members to develop a comprehensive approach to preventing crime, delinquency, and substance abuse among young people. Expires 9/30/89		
57	Governor's Blue Ribbon Commission on Coastal Initiatives	11/23/87
Establish a Commission of not less than ten members and an Administrative Working Group (AWG) to develop and implement a Coastal Initiatives Plan that will enhance the quality of our coastal environment. Expires 12/31/92		
58	Extend Grace Period for Obtaining 1988 Commercial Fishing Licenses	12/11/87
Extend grace period through March 31, 1988 for those individuals currently holding a 1987 Commercial Fishing License.		
59	"Juvenile Justice Planning Committee" Amendment to Executive Order Number 15	12/11/87
Alter membership requirements of the Juvenile Justice Planning Committee to meet Federal guidelines. Expires 6/30/89		
60	Governor's Task Force on the North Carolina Driver License System	12/11/87
Establish a Task Force of at least twenty and not more than thirty members to conduct a comprehensive study of the North Carolina driver license system, and formulate recommendations for enhancing the operations and improving the delivery of services to		

the public by the Driver License Section of the Division of Motor Vehicles. The Secretary of Transportation or his designee and the Commissioner of Motor Vehicles or his designee shall serve as ex-officio members.

Dissolution at pleasure of Governor or 12/30/88

- 61 **"Governor's Advisory Commission on Military Affairs" Amendment to Executive Order 49** 12/30/87

Provide support staff for the Commission from the Department of Crime Control and Public Safety.

- 62 **"Governor's Task Force on Development of Private Seed Venture Capital Sources" Amendment to Executive Order Number 41** 12/30/87

Extend report date to May 1, 1988.

- 63 **State Asbestos Study Commission** 1/29/88

Create a seven member State Asbestos Study Commission to determine to what extent asbestos is present in State buildings and recommend how the State should respond.

Report Date 4/30/88

- 64 **Extension of Governor's Council on Alcohol and Drug Abuse Among Children and Youth** 1/29/88

Extend life of Council as established by Executive Order 23, to January 29, 1991.

- 65 **North Carolina State Defense Militia** 1/29/88

Establish and organize the North Carolina Defense Militia within the Department of Crime Control and Public Safety, to assume the State functions of the National Guard in its absence. Expiration upon Executive Order or enactment of Legislation

- 66 **State Employees Combined Campaign** 1/29/88

Establish the ten member State Employees Advisory Committee to formulate uniform policies and procedures to promote and encourage State employees to contribute to non-partisan charitable organizations in an orderly manner. Expires 1/90

- 67 **Governor's Task Force on the Shortage of Nurses in North Carolina** 2/18/88

Establish a Task Force of not more than twenty members to conduct a comprehensive study of the availability of adequate skilled nursing care in North Carolina and to report its findings and recommendations to the Governor no later than September 1, 1988. Support staff DHR. Dissolution 1/01/89

- 68 **North Carolina Commission on the Superconducting Super Collider** 3/11/88

Establish a fifteen member Commission to serve at the pleasure and direction of the Governor. Dissolution at pleasure of Governor.

- 69 **Governor's Task Force on Aquaculture in North Carolina** 3/11/88

Establish a fifteen member Task Force to analyze environmental, financial, marketing, processing, educational and legal issues regarding aquaculture. Report recommendations to Governor by January 1, 1989. Effective one year.

- 70 **Women's Economic Development Advisory Council** 3/11/88

Recreate a twelve member Women's Economic Development Advisory Council in the Department of Commerce (previously Department of Administration)
—see Executive Order 7. Expires 5/15/89

71 **Governor's Task Force on Rail Passenger Service** 3/11/88
Establish a ten to fifteen member Task Force to study the needs for rail transit service and report to the Governor by January 15, 1989. Dissolution 12/30/89

72 **"Governor's Inter-Agency Advisory Team on Alcohol and Other Drug Abuse" Amendment to Executive Order Number 53** 4/26/88
Travel and subsistence of Chairman.

73 **Emergency Management Program** 4/27/88
Defines authority of the Secretary of Crime Control and Public Safety as chief coordinating officer. Rewrites responsibility of Departments; cancels previous Executive Orders on subject.

74 **An Executive Order Establishing Additional Criteria for Eligibility of Certain Members of The Environmental Commission** 4/27/88
Defines income as to criteria for membership on the Commission and directs Board of Ethics to prepare disclosure form for use of Governor's Office in determining eligibility for membership.

The following Executive Orders received following adjournment *sine die* are on file in the Legislative Library.

75 **Concerning the Responsibilities of the Members and Personnel of the North Carolina Wildlife Resources Commission** 8/12/88
Establishes and defines "perimeters" within which Commission members and personnel are to act in the execution of responsibilities.

76 **Equal Employment Opportunity Amendment to Executive Order Number 18** 9/14/88
Rewrites Executive Order Number 18 to reflect policies adopted by the State Personnel Commission emphasizing positive measures for more equitable hiring practices by the State.

77 **Governor's Program to Encourage Business Enterprises Owned by Minority, Women and Handicapped Persons** 9/14/88
Amendment to Executive Order Number 34
Rewrites Executive Order Number 34 expanding the Program; directs the administration of the Program by the Division of Purchase and Contract, State Construction Office, and the State Property Office.

(June 2, 1988—see Page 9)

A MESSAGE FROM THE GOVERNOR TO THE GENERAL ASSEMBLY

Our Constitution directs that from time to time I shall give to you information on the affairs of the State and recommend for your consideration such measures as I deem expedient.

This message is being sent to you pursuant to that direction.

I am pleased to report to you that, overall, the affairs of the State are in good order. Our economy continues to outperform that of the nation and most of the world. Median family income is higher than ever before; the number of our people at work is at an all-time high; unemployment is at an all-time low. According to April statistics, only seven counties have unemployment greater than seven percent; only two exceed ten percent! Our State, like our nation, is at peace and our citizens go about their daily businesses free of interruption or interference. The Almighty has, indeed, blessed us.

The good order our State enjoys notwithstanding, there are still legislative matters that need your attention, matters by which we can further improve the lives of our citizens. Many of these are matters that will require the public debate and full consideration that can come only during a regular legislative session, and, therefore, must wait. But there are, also, matters which need immediate attention. It is these that I present to you today.

THE BUDGET

You have received a copy of my *Recommended Changes To The 1988-89 State Budget*. Its contents are self-explanatory and require no additional explanation here. The recommendations were arrived at after thorough investigation and study. It is my hope that you will accept the recommendations as presented and that you will not allow partisan political considerations to affect your decisions. In preparing my recommendations I have put the interests of the citizens of the State first.

VETO

For a fourth time, I ask that you allow the people of North Carolina to vote upon whether they wish for their Governor to have a legislative veto. Survey after survey shows that the people want the opportunity to express themselves on this issue. I cannot think of a reason why they should not be allowed to do so. Our democratic form of government is based upon the freely given consent of the governed. Only in North Carolina have the people repeatedly been denied the chance to express themselves upon this issue. In prior years, this was seen as a partisan issue. That is no longer valid. Both candidates for Governor now favor the veto. It is time for this issue to be placed on the ballot. If the people don't want their Governor to have a legislative veto, they will say so. If they do want him to have it, they will so express themselves. It is my hope that you will demonstrate enough trust in the electorate to put this issue on the ballot this November.

DRUG TRAFFICKING

Almost daily we learn of the destruction of our young people by drugs; the children of our friends and neighbors, and sometimes our own. It is heartbreaking. Yet, we do

not seem to be able to do anything about it. Our police tell us that drugs are everywhere. Trafficking in drugs is profitable. Drug traffickers are willing to risk the punishments handed them because they know that despite the severity of the sentences given them by the judges, they will get out of prison much sooner. A sentence for years does not mean that the felon will be in prison for the years to which he is sentenced. It only means that he will serve that sentence minus credits given him for "good time" and for "gain time." It is no wonder that our citizens are losing faith in our system.

The law has to be changed. Penalties for drug trafficking have to be made tougher if we are to rid ourselves of drug dealers in North Carolina. These felons must be taught to respect the law.

To "get tough on drugs" in North Carolina, I am asking that you eliminate parole as well as "good time" and "gain time" benefits from sentences given in drug trafficking cases. If that is done the offender will serve the sentence given him by the sentencing judge. A trafficker given ten years will remain in prison for ten years. One given twenty years will stay in prison twenty years. There will be no early releases.

Further, I am asking that the drug kingpin, the big dealer, the one responsible for bringing drugs into our State, be given life imprisonment for his crimes, again, without parole, "good time" and "gain time." Life imprisonment will mean just that: real life. If convicted, these kingpins will die in prison. There are not many who will take that risk just to earn some "easy money."

Some may say that these proposals are too harsh. I say that they are not. We have got to end the reign of drugs in North Carolina and this is what it will take to bring it to an end.

DWI

There is no issue on which people are more agreed than the need to remove the hazard of drunken drivers from our roads. The subject can be studied to death—literally. While study proceeds at a ponderous pace, the carnage on our highways continues. It is time to act. If only one life is saved by your action it will have been better to act than only to study.

Expert testimony indicates that two measures will have a greater effect on reducing DWI on our State's highways than any other. They are:

1. increased visible enforcement; and
2. extending the period of immediate license revocation for DWI offenses.

In the 1987 long session I requested 100 additional highway patrol troopers. You provided 40. In my budget recommendations, I propose you grant the balance of 60 troopers requested. I urge you to respond favorably to that recommendation. DWI enforcement has been pushed to the limit of our resources. We need the additional manpower.

Also in the 1987 long session I proposed that the period of immediate license revocation in DWI cases be extended from 10 to 30 days. You will have the opportunity to consider that proposal again in this session and I urge you to act on it.

In 1987, you enacted legislation providing severe penalties for operation of an aircraft with blood alcohol level of .04 or more. No action was taken on my proposal to subject drivers of commercial vehicles on our roads—heavy trucks and buses—to the same BAC level. I hope you will take the opportunity that will be offered in this session to remedy that deficiency.

RESTORATION OF MERCHANTS SALES TAX DISCOUNT

During the 1987 long session you saw fit to repeal the three percent merchants sales tax discount. I propose that it be substantially restored. My recommended budget

anticipates restoration of the discount while providing sufficient funds to carry out the programs and perform the services reflected therein.

Specifically, I ask that you restore the three percent merchants sales tax discount on the first \$60,000 of taxes collected by each merchant, the amount that would be collected on \$1,200,000 in sales. This will fully restore the discount to 95% of the merchants in the State.

CONSOLIDATION OF ENVIRONMENTAL AGENCIES

Over the past several months my Administration has worked cooperatively with your Consolidation of Environmental Regulatory Agencies Study Commission on the subject of Consolidation of Environmental Agencies. In February I presented to that Commission my proposal for the creation of a new Department of Health and Environment, essentially combining the Division of Health Services from the Department of Human Resources with the natural resource and environmental regulatory functions of the Department of Natural Resources and Community Development.

This structure bolsters support for both environmental and health functions of State government by highlighting the historic close relationship that exists between them. It eliminates the duplication and overlap which plague current environmental regulation. It obviates the long perceived conflict between development and resource protection by transferring the community development aspects of NRCD to the Department of Commerce. Equally important, its basic structure represents a broad consensus between environmentalists, business, local government, health professionals and State administrators that has never been achieved before. That consensus, like most consensus, is fragile. It is the fact that gives urgency to the need to act NOW. I urge you to take up this issue and act to correct an organizational problem which we have allowed to continue for too long.

PRISONS

During the 1987 long session I recommended to you a major expansion of the State's prison capacity together with a variety of alternative punishments to incarceration. My recommendations were directed towards bringing our correctional system into compliance with the requirements of the federal courts. While not all of my recommendations were accepted, you did accept many of them and much has been done in the interim to bring our correction system into compliance.

Non-compliance with federal requirements exposes the State to the risk of having its correctional system taken over by the federal courts.

To avoid such a take over, I am recommending capital and operating expenditures that I believe will meet current federal court challenges. If you enact all of my recommendations, these challenges will have been met. If you enact only part of my recommendations the State will continue to risk having its correctional system taken over by the federal courts. None of us want that. I urge you, therefore, to accept my recommendations.

PROGRAMS FOR THE AGING

All of us know that today people are living longer and that our older people are becoming an ever larger part of our population. While there has been a variety of State programs designed to help our older citizens, not enough is being done. What the State's obligations to and opportunities for our senior citizens are is a subject that, as a whole, I suggest be deferred to your 1989 regular session. But we should not wait to get started.

With that in mind I am asking that you appropriate \$5,000,000 as earnest money on a program for the aging that should assure a later substantial commitment by the State to those in their retirement years. In many ways, appropriating the \$5,000,000 that I request is like asking for the modest pledge that leads to the tithe. I recommend it to you and ask that you not turn your backs on these of our citizens who, in the past, have done so much for us.

EARLY CHILDHOOD DEVELOPMENT PROGRAM

One of the things that has been learned from the *Child Victimization Program* conducted for the past three years by our First Lady is that most children in North Carolina are born into homes of loving and nurturing parents. These children have "normal" childhood and school experiences and mature into adulthood as caring and responsible persons who, in turn, give their children similar childhood experiences.

But not all of our children are so fortunate. Many are born into broken homes, homes in which there is alcohol, drug, spouse and child abuse. These children tend to carry their early year experiences into their adulthoods. Children raised in deprived environments tend to become our dropouts, our criminals and our alcohol, drug, spouse and child abusers.

What can be done, that is not now being done, to help?

While we cannot, without the State becoming a surrogate parent, remove these children wholly from the unfortunate environments into which they are born, we can, for a portion of each day, introduce them to an environment akin to the home atmosphere in which most of our children are raised.

What I propose is that the State sponsor a pilot program, administered at the local level, by which disadvantaged four-year olds spend a portion of each day in publicly or privately operated Early Childhood Development Centers where they can receive the care and attention that other children get at home. What I envision is a warm and loving environment where each day the child can be fed, read to, play and nap, the same as four-year olds do in normal homes.

I am not talking about mandatory State supported day-care centers in our public schools, as some advocate. These four-year olds will not benefit from an institutional environment. Nor am I proposing a system of State supported day care centers for the use of all, irrespective of need. What I am proposing is that we focus on where the need is the greatest, the truly disadvantaged child, and that we give to him that which he otherwise will not get.

The need for developing a system of Early Childhood Development Centers such as I have described is upon us and requires your attention now.

ROADS

Secretary of Transportation Jim Harrington has laid before our Highway Study Commission the State's short and long-range road and highway needs. The needs are large and the ways of meeting them will require extensive legislative consideration and debate. But that does not mean that we should put off beginning to meet those needs until the 1989 legislative session.

So that no more time will be wasted and we can get recognized needed projects underway, Secretary Harrington has proposed a \$450 million bond issue to step up our construction time table by six to twelve months. Secretary Harrington's plan is a good one. There will be no new taxes, no lost revenues and we can be at work by the end of the year. There may be other options available which will allow us to build while we study. I and Secretary Harrington stand ready to explore those options with you.

WHY NOW?

As elected officials all of us are aware that 1988 is an election year. Many of us are standing for election. Given the election pressures during your session the temptation

will be great to observe partisan interests in what is said and done. There will be those who will play the role of the cynic and dismiss my proposals as "election year politics." If you will give these and other proposals that I recommend your careful consideration, I do not believe that you will be caught up in that cynicism. Rather, you will recognize that each proposal represents a need of our people that should be enacted into law and enacted into law now.

The needs of the people do not cease in an election year, nor should leadership. If we can work together even in an election year to meet those needs and provide that leadership, no one will earn any political advantage because all will have shared in the effort. Let us put aside our differences and put North Carolina first; so North Carolina can continue to be first.

1987 GENERAL ASSEMBLY REPORTS

THE FOLLOWING BOARDS, COMMISSIONS, AND AGENCIES DIRECTED TO REPORT TO THE 1987 GENERAL ASSEMBLY HAVE SUBMITTED REPORTS WHICH ARE FILED IN THE LEGISLATIVE LIBRARY:

AUTHORITY	TITLE	DIRECTED TO REPORT	RECEIVED
Ch. 792 1. (Sec. 16.1) 1985 Session Laws	Joint Special Committee to Study the Department of Transportation.	1/1/87	12/3/86
Ch. 267 2. 1985 Session Laws	Annual Information Procession Plan Volume I, II, and III.	First Day of Reg. Session	1/15/87
G.S. 3. 143-569(e)	North Carolina Commission on the Bicentennial of the United States Constitution.	Within two years after Dec. 1, 1984	1/29/87
Ch. 792 4.	Enterprise Zone - Venture Capital Study Commission.	First Day of 1987 Session	2/9/87
G.S. 5. 143B-426.25	North Carolina Farmworker Council.	2/1/87	2/10/87
Ch. 479 6. Ch. 757 1985 Session Laws	UNC Task Force: Preparation of Teachers. a) The Education of North Carolina's Teachers b) Teacher Supply and Demand in North Carolina Public Schools	1/15/87	2/10/87
Ch. 792 7.	Report of the State Parks and Recreation Areas Commission	2/15/87	2/10/87

AUTHORITY	TITLE	DIRECTED TO REPORT	RECEIVED
Ch. 738 8. Sec. 209(b) 1987 Session Laws	Board of Education: Conversion of Program Enhancement Positions to Dollar Equivalents	2/1/88	2/1/88
G.S. 9. 143B-426.25	North Carolina Farmworker Council Annual Report	2/1/88	2/1/88
Ch. 738 10. Sec. 206 1987 Session Laws	Outside Evaluator Program	4/29/88	3/10/88
Ch. 738 11. Sec. 206(b) 1987 Session Laws	Career Development Program	4/29/88	3/10/88
Ch. 479 12. Sec. 55(b)(12) 1985 Session Laws	Professional Staff Fund Expenditure	4/1/88	3/10/88
Ch. 738 13. Sec. 181 1987 Session Laws	Class Size/Teacher Daily Load Compliance Report	4/15/88	4/29/88
Ch. 738 14. Sec. 197 1987 Session Laws	Board of Education: Transition Plan for Use of Exceptional Children Related Services Funds	Prior to 5/1/88	4/29/88
Ch. 738 15. Sec. 85 1987 Session Laws	Regional Deinstitutionalization Projects Summary	To 1988 Session of 1987 General Assembly	5/2/88
Ch. 19 16. 1987 Session Laws	Presentence Reports to Judges	Prior to Convening of 1988 Session	5/20/88
Ch. 267 17. 1983 Session Laws	Annual Information Processing Report and Plan Vol. I: State Plan Vol. II: Agency Plans Vol. III: Resource Summary	First Day of Each Regular Session	6/2/88
G.S. 18. 151C- 81(a)	The Basic Education Program: Summary of Changes and Funding	Annually to the General Assembly	6/6/88
Ch. 850 19. Sec. 24 1987 Session Laws	Interim Report of the Joint Select Committee on Low-level Radioactive Waste	To the 1988 Session of the 1987 General Assembly	6/7/88

AUTHORITY	TITLE	DIRECTED	
		TO REPORT	RECEIVED
G.S. 118- 20. 50	Rural Fire Dept. Fund	To the General Assembly	6/9/88
21.	Comparative Statements of General Fund/Highway Fund Net Collections	To the Governor	6/24/88
G.S. 58- 22. 131.61 (e)	Effects of Civil Law Changes in Commercial Liability Insurance	To the General Assembly	6/9/88
Ch. 509 23.	Superior Court Judge Election and Terms Committee	To the 1988 Session of the 1987 General Assembly	6/2/88

Report deposited by direction of Commission:
North Carolina Governor's Crime Commission
Division of Victim and Justice Services

Ch. 738 24. 1987	The Sexual Trafficking of Children in North Carolina	4/29/88	5/15/88
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RESOLUTIONS FROM OTHER STATES

The following resolution is received from another legislative body:

SENATE

CALIFORNIA LEGISLATURE
SACRAMENTO 95814

October 21, 1987

Presiding Officers of
the Legislative Houses

Dear Members:

By direction of the Senate I am transmitting herewith copies of Senate Concurrent Resolution No. 6 which was adopted by both Houses of the California Legislature.

Sincerely,
S/Darryl R. White
Secretary of the Senate

Senate Concurrent Resolution No. 6

RESOLUTION CHAPTER 97

Senate Concurrent Resolution No. 6—Relative to the Republic of Korea.

[Filed with Secretary of State September 4, 1987.]

LEGISLATIVE COUNSEL'S DIGEST

SCR 6, Montoya. The Republic of Korea.

This measure would extend to the people of the Republic of Korea an invitation to join the people of California in a friendship and commerce program and to conduct mutually beneficial social, economic, educational, and cultural programs in order to bring our citizens closer together and strengthen international understanding and goodwill.

WHEREAS, The friendship and commerce program in the form of the sister city concept was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other nations through the medium of direct personal contact; and

WHEREAS, All succeeding United States Presidents have endorsed this program conducted for the broad purpose of exchanging ideas between the citizens of this state, the United States, and the people of other nations; and

WHEREAS, The people of the Republic of Korea, like the people of this state and the United States, generally, have overcome great adversity and have built a successful, prosperous, free economy; and

WHEREAS, The Republic of Korea has been one of the most faithful allies of the United States since 1948; and

WHEREAS, Strong commercial ties now exist between the citizens of the Republic of Korea and the citizens of this state; and

WHEREAS, The people-to-people program initiated by President Eisenhower in 1956 and endorsed by President Kennedy in 1961 was designed to bring the people of the world closer together in the interests of peace and prosperity; and

WHEREAS, A friendship and commerce relationship between the Republic of Korea and California is in the best interest of a cooperative and mutually beneficial relationship for the people of the two geo-political entities involved; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature, on behalf of the people of the State of California, extends to the people of the Republic of Korea, an invitation to join California in a friendship and commerce relationship and to conduct mutually beneficial social, economic, educational, and cultural programs in order to bring our citizens closer together and strengthen international understanding and goodwill; and be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to the Prime Minister of the Republic of Korea, the Speaker of the National Assembly, the Mayor of Seoul, Republic of Korea, George Deukmejian, Governor of California, each Member of Congress from the State of California and to the presiding officers of the legislative houses of the other states of the Union.

APPOINTMENTS

SHARED BY THE LIEUTENANT GOVERNOR AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

The following appointments to Boards, Commissions and Committees were made during 1987 and 1988 by the President of the Senate, the Honorable Robert B. Jordan III, Lieutenant Governor, and the Honorable Liston B. Ramsey, Speaker of the House of Representatives (confirmed by documents on file in the Legislative Library).

Chapters 109, 110, 868, 870, 1060, and 1068, of the 1987 Session Laws, were enacted in compliance with G.S. 120-121 which outlines the procedure for legislative appointments. Filling vacancies occurring in legislative appointments is addressed in G.S. 120-122. Various Boards and Commissions are abolished by Chapter 1011, 1985 Session Laws, and Chapters 71, 847, and 1100, 1987 Session Laws.

Appointments prior to 1985 were made by a former Lieutenant Governor but remain in effect.

Appointed *Expires*

ADMINISTRATIVE RULES REVIEW COMMISSION

G.S. 143B-30.1 (Term-two years)

(Lt. Gov.)	Mr. William C. Crawford*	7/15/88	6/30/90
	Mr. M. Jackson Nichols*		
	Ms. Beryl Wade*		
	Mr. Charles D. Woodard*		
(Speaker)	Ms. Catherine Biggs Arrowood*	7/13/88	6/30/90
	Mr. Joe A. Connolly*		
	Mr. George A. Hux*		
	Mr. John S. Stevens*		

ADOLESCENT PREGNANCY STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 10.1) (Terminates upon Final Report)

(Lt. Gov.)	Senator Marvin Ward (Co-Ch)	9/15/87
	Senator Wm N. Martin	
	Senator James D. McDuffie	
	Senator A. P. Sands III	
	Ms. Sharon Bennett*	
	Mrs. Elizabeth Brown*	
	Ms. Betty B. Compton*	
(Speaker)	Rep. Luther R. Jeralds (Co-Ch)	9/24/87
	Rep. Marie W. Colton	
	Rep. Charles L. Cromer	
	Rep. Judy Hunt	
	Hon. Charles Evans*	
	Miss Donna E. Haywood*	
	Ms. Linda B. Johnson*	

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed

Expires

ADOPTIONS/SURROGATE PARENTHOOD STUDY

Ch. 873, 1987 S.L. (H.B. 1, Sec. 26.1)

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 7.1) (Terminates 1991)

(Lt. Gov.) Senator Mary Seymour (Co-Ch) 9/15/87

Senator Ralph Hunt

Senator James C. Johnson

Senator Anthony E. Rand

Ms. Sarah Young Austin*

Mr. Bobby Boyd*

Dr. Sherry Dickstein*

Ms. Jane Rankin Thompson*

Ms. Sandra Yarborough*

Hon. Charles Johnson*

(Speaker) Rep. Edith L. Lutz (Co-Ch) 9/30/87

Rep. William M. Freeman

Rep. Gordon H. Greenwood

Rep. Sam Hunt III

Rep. Sharon Thompson

Ms. Helen Alspaugh*

Dr. John Henley, Jr.*

Mr. William G. Henry*

Mr. Gene Herrell*

Mr. Charles Powers III*

ADVISORY BUDGET COMMISSION

G.S. 143-4 (Term-coincides with legislative term)

(Lt. Gov.) Senator Harold Hardison 2/26/87 12/31/88

Senator Wm N. Martin

Senator Kenneth C. Royall, Jr.

Senator R. P. Thomas

Senator Robert Warren

(Speaker) Rep. Jeff H. Enloe, Jr. 2/17/87 12/31/88

Rep. Bob Etheridge

Rep. Jo Graham Foster

Rep. Luther R. Jerals

Rep. George W. Miller, Jr.

AGING, GOVERNORS ADVOCACY COUNCIL

G.S. 143B-181 (Term-four years)

(Lt. Gov.) Mr. James H. McCombs* 6/24/86 6/30/90

Mrs. Maude Morrow* 7/30/87 6/30/91

[Mr. Robert Hill, Jr.* UT] 1/11/88 6/30/91

(Speaker) Mrs. Jaunita Dixon* 6/17/86 6/30/90

Mr. Grady Galloway* 7/13/88 6/30/92

AGING, NORTH CAROLINA STUDY COMMISSION

G.S. 120-182 (Term-two years)

(Lt. Gov.) Senator James F. Richardson (Co-Ch) 9/15/87

Senator J. J. Harrington

Senator Wanda Hunt

Senator Robert G. Shaw

Senator James D. Speed

Mr. John Diffey*

Mr. Sam Haithcock*

Ms. Mickey Hanula*

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

AGING, NORTH CAROLINA STUDY**COMMISSION (continued)**

(Speaker)	Rep. C. R. Edwards (Co-Ch)	9/10/87
	Rep. N. J. Crawford	
	Rep. Judy Hunt	
	Rep. Sidney Locks	
	Rep. Beverly M. Perdue	
	Ms. Margaret L. Hardee*	
	Hon. Ernest B. Messer*	
	Mrs. Ruth Relos*	

**AGRICULTURE FACILITIES FINANCE AGENCY,
NORTH CAROLINA**

G.S. 122B-5

(Repealed—Ch. 1011, Sec. 2.1(a), 1985 S.L.)

AGRICULTURE FINANCE AUTHORITY, NORTH CAROLINA

G.S. 122D-4 (Term—three years)

(Lt. Gov.)	Mr. Hector MacLean*	7/24/86	6/30/89
	Mr. John Paige Revell*		
	Mr. Leonard Hedgepeth*		
(Speaker)	Mr. Mack Reid Hudson	7/25/86	6/30/89
	Mr. J. P. Harris, Jr.*		
	[Mr. William B. Jenkins* UT]	7/13/88	6/30/89
	Mr. Rhone Sasser*		

**AGRICULTURE, FORESTRY AND SEAFOOD
AWARENESS STUDY COMMISSION**

G.S. 120-150 (Term—two years)

(Lt. Gov.)	Senator James D. Speed (Co-Ch)	11/30/87
	Senator R. L. Martin	
	Mr. Edwin Woodhouse*	
	Mr. J. Michael Evans*	
(Speaker)	Rep. Vernon G. James (Co-Ch)	11/17/87
	Rep. Edith L. Lutz	
	Rep. Robert L. McAlister	
	Rep. R. M. Thompson	

**AIRPORTS COMMISSION, HEIGHT
LIMITATIONS NEAR PUBLIC-USE**

Ch. 873, 1987 S.L. (H.B. 1, Sec. 17) (Terminates upon final report)

(Lt. Gov.)	Senator J. J. Harrington (Co-Ch)	9/15/87
	Senator Joseph E. Johnson	
	Senator Paul S. Smith	
	Senator Robert Swain	
	Ms. Frances Murdock*	
	Mr. Dwight Wheless*	
(Speaker)	Rep. Josephus L. Mavretic (Co-Ch)	9/9/87
	Rep. Betsy L. Cochrane	
	Rep. Beverly M. Perdue	
	Rep. J. Paul Tyndall	
	Mr. Ronald Seeber*	
	Mr. Carl Venters, Jr.*	

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

ALARM SYSTEMS LICENSING BOARD

G.S. 74D-4 (Term-three years)

(Lt. Gov.)	Mr. David Winston Carter*	10/1/86	9/30/89
(Speaker)	Mr. W. Carson Ellis*	10/1/86	9/30/89

ANDREW JACKSON**HISTORIC MEMORIAL COMMITTEE**

Ch. 757, 1985 S.L. (Term-four years)

(Lt. Gov.)	Mrs. Thomas P. Dillon*	9/6/85	12/31/89
	Mr. Jack Hernig*		
	Mr. Charles H. McGee*		
	Mr. John T. Wilson*		
	Mr. Harry Sherwood*		
	Mr. Wylie Neal*		
(Speaker)	Mr. Sid Hart*	8/26/85	12/31/89
	Mrs. Gladys Kerr*		
	Dr. Clifford Lovin*		
	Mrs. H. A. Sims*		
	Dr. Percial Moses Thomas*		
	Mrs. Mary Alice Wilson*		

**AQUACULTURE IN NORTH CAROLINA,
TASK FORCE**

Executive Order No. 69 (Recommendation)

(Lt. Gov.)	Senator Marc Basnight	3/17/88
(Speaker)	Dr. H. F. (Cotton) Robinson*	3/16/88
	[Dr. Myron L. Coulter* UT]	7/28/88

**ARBORETUM, WESTERN NORTH CAROLINA,
BOARD OF DIRECTORS**

G.S. 116-243 (Term-four years)

(Lt. Gov.)	Ms. Deana Anderson Goldstein*	7/16/86	6/30/90
	Mr. William Frank Forsyth*	7/15/88	6/30/92
(Speaker)	Dr. H. F. Robinson*	7/16/86	6/30/90
	[Mr. Morris L McGough* UT]	7/13/88	6/30/90
	Mr. David Felmet, Sr.*	7/13/88	6/30/92

**ART, NORTH CAROLINA MUSEUM OF -
BOARD OF TRUSTEES**

G.S. 140-5.13(b)(5) (Term-two years)

(Lt. Gov.)	Mrs. Nancy Crutchfield*	8/24/87	6/30/89
(Speaker)	Mrs. Betty E. Adams*	8/21/87	6/30/89

ART IN STATE BUILDINGS

G.S. 143-408.4 (Term-two years)

(Lt. Gov.)	Ms. Sarah Hodgkins*	8/24/87	6/30/89
(Speaker)	Mr. Douglas C. Forrest*	8/21/87	6/30/89

BANKING COMMISSION, STATE

G.S. 53-92 (Term-four years)

(Lt. Gov.)	Mr. J. W. Adams*	8/24/87	4/1/91
(Speaker)	Mr. Robert H. Gage*	5/1/87	4/1/91

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
BICENTENNIAL COMMISSION OF THE UNITED STATES CONSTITUTION			
G.S. 143-564 (Term-Life of Commission)			
Lt. Governor Robert B. Jordan III, Chairman			
(Lt. Gov.)	Dr. John T. Caldwell	1/10/86	
	Hon. Sam J. Ervin III*		
	Dr. John Hope Franklin*		
	Mr. Harry Gattton*		
	Ms. Liz Hair*		
	Mr. McNeil Smith*		
(Speaker)	Rep. John J. Hunt (Designee)	10/17/85	
	Rep. Charles M. Beall		
	Rep. C. Robert Brawley		
	Rep. Vernon James		
	Rep. Daniel T. Lilley		
	Rep. James F. Richardson		
	Mr. Zeb Alley*		

**BIOTECHNOLOGY CENTER, NORTH CAROLINA
—BOARD OF DIRECTORS**

By-Laws (Term-four years)			
(Lt. Gov.)	Mr. William G. Hancock*	10/18/85	7/31/89
	Dr. Franklin Hart*		
	Dr. Roy Morse*		
	Dr. Stuart Bondurant*		
	Dr. Charles G. Moreland*		
(Speaker)	Dr. Don Anderson*	10/25/85	7/31/89
	Dr. James Burchall*	10/25/85	
	Rep. Wendell H. Murphy	10/25/85	
	Mr. Joseph Nanney*	10/25/85	
	Dr. John McCrone*	7/28/86	
	[Dr. H.F. Robinson* UT]	2/25/87	
	Dr. Otis Duck*	9/1/88	

**BIRTH-RELATED NEUROLOGICAL
IMPAIRMENT STUDY COMMISSION**

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 6.1) (Terminates upon final report)			
(Lt. Gov.)	Senator Thomas F. Taft (Co-Ch.)	7/29/88	3/15/89
	Senator George B. Daniel		
	Dr. Sandy Easley*		
	Ms. Christie Speir Price*		
(Speaker)	Rep. George W. Miller, Jr. (Co-Ch)	8/1/88	3/15/89
	Rep. Edd Nye		
	Dr. Otis Duck*		
	Dr. Douglas E. Henley*		

**BLIND, CONSUMER AND ADVOCACY
ADVISORY COMMITTEE FOR THE**

G.S. 143B-164 (Term two-years)			
(Lt. Gov.)	Senator Ralph Hunt	7/30/87	6/30/89
(Speaker)	Rep. Walter B. Jones, Jr.	7/6/87	6/30/89

*Citizen Appointee
[UT]—Filling Unexpired Term

*Appointed**Expires***CAPITAL PLANNING COMMISSION**

G.S. 143B-374 (Term-coincides with legislative office)

(Lt. Gov.) Senator William D. Goldston 2/26/87

Senator Wanda Hunt

Senator Aaron Plyler

Senator Robert Warren

(Speaker) Rep. Jack Hunt (Designee) 2/13/87

Rep. Martin Nesbitt

Rep. Edd Nye

Rep. Margaret Stamey

Rep. William T. Watkins

CEMETERIES, ADVISORY COMMITTEE ON ABANDONED

G.S. 143B-128 (Term-four years)

(Lt. Gov.) Mr. Ralph Yates* 7/1/85 6/30/89

(Speaker) Rep. Gordon H. Greenwood 7/6/87 6/30/91

CHILD DAY-CARE COMMISSION

—see DAY-CARE COMMISSION

CHILDREN AND YOUTH COMMISSION

G.S. 120-70.7(Ch. 873, Sec. 25.1, 1987 S.L.) (Term-two years)

(Lt. Gov.) Senator J. Richard Conder 9/15/87

Senator Charles W. Hipps

Senator Helen R. Marvin

Mr. Aaron Clinard*

Mr. Michael McIntyre II*

(Speaker) Rep. Logan Burke 9/16/87

Rep. Daniel H. DeVane

Rep. Ruth Easterling

Rep. Luther R. Jeralds

Dr. Stephen Edwards*

**CHILDREN AND YOUTH,
GOVERNOR'S ADVOCACY COUNCIL ON**

G.S. 143B-415 (Term-four years)

(Lt. Gov.) Senator J. Richard Conder 7/30/87 6/30/89

Senator Lura Tally 7/30/87 6/30/89

(Speaker) Rep. Casper Holroyd 9/18/85 6/30/89

Rep. Walter B. Jones, Jr. 9/18/85 6/30/89

CHILDREN WITH SPECIAL NEEDS, COMMISSION ON

G.S. 120-58 (Term-Pleasure of appointive authority)

(Lt. Gov.) Senator Helen R. Marvin 9/28/87

Senator Marvin Ward

Senator Russell Walker

Dr. Rob Jeffers*

(Speaker) Rep. William G. Alexander 9/24/87

Rep. Foyle Hightower, Jr.

Rep. Edd Nye

Mr. Cornelius Hunt*

CHIROPRACTIC EXAMINERS, STATE BOARD OF

G.S. 90-139(b)

(Lt. Gov.)(Term-Three years)

Dr. Fletcher Keith* 7/24/86 6/30/89

(Speaker)(Term-Two years)

Dr. William Carlisle* 8/21/87 6/30/89

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

CHOWAN INTERSTATE COMMISSION

In cooperation with Virginia General Assembly

Ch. 757, 1985 S.L. (S.B. 182, Sec. 207)

Ch. 738, 1987 S.L. (H.B. 1514, Sec. 157) (Term-Not Specified)

(Lt. Gov.)	Senator Marc Basnight (Co-Ch)	9/28/87	6/30/89
	Senator William Barker		
	Senator J. J. Harrington		
	Senator R. P. Thomas		
	Senator Lura Tally		
(Speaker)	Rep. William T. Watkins (Co-Ch)	9/29/87	6/30/89
	Rep. Brewster Brown		
	Rep. Howard Chapin		
	Rep. Vernon James		
	Rep. R. M. Thompson, Sr.		

**CODE OFFICIALS QUALIFICATION BOARD,
NORTH CAROLINA**

G.S. 143-151.9 (Term four-years)

(Lt. Gov.)	[Mr. Ollie Ray Cutler*UT]	2/15/88	7/1/88
	Mr. Ollie Ray Cutler*	7/15/88	6/30/92
	Mr. W. Thompson Cox*	8/24/86	7/1/90
	Mr. Schuyler Drake Conklin*	7/30/87	6/30/91
	Mr. Tai Lee*		
(Speaker)	Mr. Ernest Frank Davis*	7/13/88	6/30/92
	Mr. Perry Plemmons*	9/3/85	6/30/89
	Mr. Howard Liner	9/3/85	6/30/89
	Mr. Howard V. Page*	6/30/87	6/30/91

**COMPREHENSIVE MAJOR MEDICAL PLAN,
TEACHER'S AND STATE EMPLOYEES'**
—see MAJOR MEDICAL PLAN**COMPUTER STUDY COMMISSION, STATE**
—see INFORMATION PROCESSING NEEDS
AND COST STUDY COMMISSION**CONTRACT APPEALS, STATE BOARD OF**

G.S. 143-135.11 (Term two-years)

(Abolished)—Ch. 847, 1987 S.L. (H.B. 1946, Sec. 5)

(Lt. Gov.)	Mr. Justus M. Ammons*	7/16/86	6/30/88
(Speaker)	Mr. Everett Carnes*	7/16/86	6/30/88

CORPORATE LAW STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 13A.1) (Terminates upon Final Report)

(Lt. Gov.)	Senator R. C. Soles (Co-Ch)	9/15/87	
	Senator James E. Ezzell, Jr.		
	Senator Thomas F. Taft		
	Mr. Russell Robinson II*		
(Speaker)	Rep. A. M. Hall (Co-Ch)	9/10/87	
	Rep. John C. Hasty		
	Rep. George W. Miller, Jr.		
	Hon. J. Phil Carlton*		

COSMETIC ART EXAMINERS, STATE BOARD OF

G.S. 88-13 (Term two-years)

(Lt. Gov.)	Mrs. Lillian W. Snipes*	8/24/87	6/30/89
(Speaker)	Mrs. Mary Battle*	8/26/87	6/30/89

*Citizen Appointee

[UT]—Filling Unexpired Term

*Appointed**Expires***COURTS COMMISSION, NORTH CAROLINA**

G.S. 7A-506 (Term four-years)

(Lt. Gov.)	Senator Henson Barnes	7/1/85	6/30/89
	Senator Anthony Rand	7/1/85	6/30/89
	Senator R. C. Soles, Jr.	7/1/85	6/30/89
	Mr. Alfred M. Goodwin*	9/28/87	6/30/91
	[Mr. Dallas Rhone* UT]	7/15/88	6/30/91
	Mr. Russell B. Hollers*	10/5/87	6/30/91
	Ms. Lillian O'Briant*	10/5/87	6/30/91
(Speaker)	Rep. Roy Cooper III	7/30/87	6/30/91
	Rep. Robert C. Hunter	7/30/87	6/30/91
	Rep. Dennis Wicker	7/30/87	6/30/91
	Rep. Daniel T. Blue, Jr.	9/4/85	6/30/89
	Mr. Donald M. Dawkins*	9/4/85	6/30/89
	Hon. Ralph S. Knott*	9/4/85	6/30/89

CRIME COMMISSION

G.S. 143B-478 (Term-two years)

(Lt. Gov.)	Senator George B. Daniel	3/23/87	2/28/89
	Senator William Staton		
(Speaker)	Rep. Milton F. Fitch, Jr.	3/12/87	2/28/89
	Rep. John Kerr III		

CRIME VICTIM COMPENSATION COMMISSION

G.S. 15B-3(a) (Term-four years)

(Lt. Gov.)	Mr. Mark D. Donaldson*	8/24/87	6/30/91
(Speaker)	Mr. A. A. Adams*	8/26/87	6/30/91

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

G.S. 17C-3 (Term-two years)

(Lt. Gov.)	Mr. W. Douglas Parsons*	8/24/87	6/30/89
(Speaker)	Mr. Dennis T. Worley*	8/21/87	6/30/89

DAY-CARE COMMISSION OF THE DEPARTMENT OF HUMAN RESOURCES

G.S. 143B-168.2 (Term two-years/staggered)

(Lt. Gov.)	Rev. George Battle*	7/15/88	6/30/90
	Mr. Ronald Saucier*	7/15/88	6/30/90
	Ms. Carol Spruill*	8/24/87	6/30/89
	Ms. Linda Willey*	8/24/87	6/30/89
(Speaker)	Mrs. Rachel Fesmire*	7/13/88	6/30/90
	Mrs. Betsy Johnson*	7/13/88	6/30/90
	Mr. Bob Eagle*	8/21/87	6/30/89
	Mrs. Lois Queen*	8/21/87	6/30/89

DEFERRED COMPENSATION PLAN, NORTH CAROLINA PUBLIC EMPLOYEE

G.S. 143B-426.24 (Term-two years)

(Lt. Gov.)	Mr. Carson Bain*	8/24/87	6/30/89
(Speaker)	Mr. Adam Bartlett, Jr.*	8/21/87	6/30/89

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
DISABILITIES, GOVERNOR'S ADVOCACY COUNCIL ON PERSONS WITH		
G.S. 143B-403.2 (Term-two years)		
(Lt. Gov.) Mrs. Marian Grant*	8/24/87	6/30/89
(Speaker) Mr. C. Spears Alexander*	8/21/87	6/30/89

**DISABILITY TASK FORCE OF THE
DEPARTMENT OF HUMAN RESOURCES**

Ch. 1034, 1983 S.L. (Sec. 64)

Ch. 757, 1985 S.L. (Sec. 82)

(Lt. Gov.)	Mr. Charles McBrayer Sasser*	9/19/85
(Speaker)	Rep. Barney Paul Woodard	9/10/85

**DISCIPLINARY HEARING COMMISSION OF
NORTH CAROLINA STATE BAR**

G.S. 84-28.1 (Term-three years)

(Lt. Gov.)	Mr. Harry Sherwood*		
(Speaker)	Mr. Sam L. Beam*	7/13/88	6/30/91

DRUG TESTING STUDY COMMISSION, WORKPLACE

Ch. 873, 1987 S.L. (H.B. 1, Sec. 9.1) (Terminates upon final report)

(Lt. Gov.)	Senator Franklin Block (Co-Ch)	9/15/87
	Senator A. D. Guy	
	Senator Marvin Ward	
	Mr. Ronnie Condrey*	
	Hon. James H. Edwards*	
	Mr. Charles Ledbetter*	
	Mr. Clint Newton, Jr.*	
(Speaker)	Rep. Milton F. Fitch, Jr. (Co-Ch)	9/29/87
	Rep. Harry C. Grimmer	
	Rep. Sharon Thompson	
	Ms. Beverly A. Blount*	
	Mr. Durwood F. Gunnells*	
	Mr. Michael G. Okum*	
	Mr. E. R. Vaught*	

EARLY EDUCATION PROGRAM STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 23.1) (Terminates upon final report)

(Lt. Gov.)	Senator J. Richard Conder (Co-Ch)	9/15/87
	Dr. Margaret Arbuckle*	
	Mrs. Sarah Jordan*	
	Dr. Becky Murray*	
	Dr. Bobbie Rowland*	
(Speaker)	Rep. Casper Holroyd, Jr. (Co-Ch)	9/10/87
	Rep. Ruth Easterling	
	Rep. Luther R. Jeralds	
	Rep. Edd Nye	
	Rep. Gene Rogers	

**ECKERD WILDERNESS EDUCATIONAL SYSTEM,
NORTH CAROLINA BOARD**

By-Laws of EWES of North Carolina (Term-three years/staggered)

(Lt. Gov.)	Senator Harold Hardison	7/25/88	6/30/91
	Senator Kenneth C. Royall, Jr.	7/30/87	6/30/90
(Speaker)	Rep. John B. McLaughlin	3/18/87	6/30/91
	Rep. J. Paul Tyndall	7/6/87	6/30/90

*Appointed**Expires***ECONOMIC DEVELOPMENT BOARD**

G.S. 143B-434 (Term-coincides with legislative term)

(Lt. Gov.)	Mr. Jim Melvin (Designee)	1/29/88	
(Speaker)	Rep. Al S. Lineberry, Sr. (Designee)	2/20/87	

EDUCATION COMMISSION OF THE STATES

G.S. 115C-104 (Term-two years)

(Lt. Gov.)	Senator Marvin Ward	8/24/87	6/30/89
(Speaker)	(Not appointed at time of printing)		

EDUCATIONAL FACILITIES FINANCE AGENCY

Ch. 794, 1985 S.L. (H.B. 953, Sec. 4) (Term-four years)

(Lt. Gov.)	Mr. Noel L. Allen, Director*	4/11/88	4/11/92
(Speaker)	Mr. Walter W. Baucom*	4/6/88	4/11/92

EDUCATIONAL SERVICES FOR EXCEPTIONAL CHILDREN, COUNCIL

G.S. 115C-121 (Term-two years)

(Lt. Gov.)	Senator Helen R. Marvin	8/14/87	6/30/89
	Senator Lura Tally		
(Speaker)	Rep. Eugene Rogers	7/30/87	6/30/89
	Rep. Logan Burke		

EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

G.S. 143-510 (Term-coincides with legislative term)

(Lt. Gov.)	Senator Marc Basnight	7/30/87	
	Senator William D. Goldston, Jr.		
(Speaker)	Rep. Charles M. Beall	3/17/87	
	Rep. Jeff Enloe		

EMPLOYEE HOSPITAL AND MEDICAL BENEFITS COMMITTEE

G.S. 135-38 see also—Ch. 61, 1987 S.L. (Term-two years)

(Lt. Gov.)		2/26/87	12/31/88
	Senator Aaron W. Plyler - Chairman Appropriations (Co-Ch)		
	Senator J. J. Harrington - President Pro Tempore		
	Senator Anthony E. Rand - Majority Leader		
	Senator Marshall Rauch - Chairman Finance		
	Senator Kenneth C. Royall, Jr.		
	Senator David R. Parnell	5/7/87	6/30/89
(Speaker)		2/23/87	12/31/88
	Rep. William W. Watkins -		
	Chairman Appropriations/Exp. (Co-Ch)		
	Rep. John J. Hunt - Speaker Pro Tempore		
	Rep. Bob Etheridge - Chairman Appropriations/Base Budget		
	Rep. George W. Miller, Jr. - Chairman Finance		
	Rep. George W. Brannan	7/8/87	6/30/89
	Rep. Martin L. Nesbitt	7/8/87	6/30/89

ENERGY POLICY COUNCIL, NORTH CAROLINA

G.S. 113B-3 (Term-two years)

(Lt. Gov.)	Senator Richard Conder	7/30/87	1/31/89
	Senator William D. Goldston, Jr.		
(Speaker)	Rep. George W. Brannan	3/20/87	1/31/89
	Rep. Sidney Locks		

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
ENVIRONMENTAL MANAGEMENT COMMISSION			
G.S. 143B-283 (Term—two years)			
(Lt. Gov.)	Mr. A. R. Combs*	8/24/87	6/30/89
	Mr. Lawrence D. Fitzpatrick*		
(Speaker)	Mr. Charles P. Francis*	8/21/87	6/30/89
	Dr. Garrett A. Smathers*		

**ENVIRONMENTAL REGULATORY AGENCIES
CONSOLIDATION STUDY COMMISSION**
(formerly Hazardous Waste Regulation Study)
(Abolished)—Ch. 1100, 1987 S.L. (S.B. 257, Sec. 4.2)
—see Environmental Review Commission

ENVIRONMENTAL REVIEW COMMISSION

G.S. 120-70.41

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 4.1)

(Term—pleasure of appointing authority)

(Lt. Gov.)	Senator Russell Walker (Co-Ch)	7/29/88
	Senator Marc Basnight	
	Senator J. Richard Conder	
	Senator Charles W. Hipps	
	Senator Lura Tally	
(Speaker)	Rep. Joe Hackney (Co-Ch)	9/3/87
	Rep. Charles M. Beall	
	Rep. A. M. Hall	
	Rep. H. M. Michaux, Jr.	
	Rep. Martin Nesbitt	

ETHICS, LEGISLATIVE COMMITTEE

G.S. 120-99 (Term—coincides with term of Office)

(Lt. Gov.)	Senator Dennis Winner (Ch—1987)	2/26/87
	Senator Austin Allran	
	Senator Henson Barnes	
	Senator Paul S. Smith	
	Senator Russell Walker	
(Speaker)	Rep. George W. Miller, Jr. (Ch—1/21/88)	
	Rep. Milton F. Fitch	1/21/88
	Rep. Jo Graham Foster	3/5/87
	Rep. Larry T. Justus	3/5/87
	Rep. Margaret Keesee-Forrester	3/5/87

FAIRNESS IN TAXATION COMMISSION

—see TAX FAIRNESS STUDY COMMISSION

**FARMERS MARKET COMMISSION,
NORTHEASTERN NORTH CAROLINA**

G.S. 106-720 (Term—four years/staggered)

(Lt. Gov.)	Dr. Edmund Estes*	7/15/88	6/30/92
	Mr. Tom H. Shepherd*	7/15/88	6/30/92
	Mr. Sam Walker*	7/16/86	6/30/90
	Ms. Grace Bonner*	7/16/86	6/30/90
(Speaker)	Mr. Ulyless Clough*	8/21/87	6/30/88
	[Mr. M. Wayne Miller*UT]	8/21/87	6/30/92
	Mr. Don Baker*	7/16/86	6/30/90
	Rev. James M. Johnson*	7/16/86	6/30/90

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
FARMERS MARKET COMMISSION, SOUTHEASTERN NORTH CAROLINA			
G.S. 106-727 (Term-four years/staggered)			
(Lt. Gov.)	Mr. Wayne Miller*	7/15/88	6/30/92
	Mr. J. T. Wellington*	7/15/88	6/30/92
	Mr. Durwood Sinclair*	7/16/86	6/30/90
	Mr. Al Parker*	7/16/86	6/30/90
(Speaker)	Dr. Edmund A. Estes*	7/13/88	6/30/92
	Mr. Samuel L. Harrell*	7/13/88	6/30/92
	Mr. Melvin G. Cording*	7/16/86	6/30/90
	Mr. Oscar Harris*	7/16/86	6/30/90
FARM OPERATIONS COMMISSION, STATE			
G.S. 106-26.13 (Term-two years)			
(Lt. Gov.)	Mr. Conley Mangum*	8/24/87	6/30/89
(Speaker)	Mr. Clifton H. Moore*	8/21/87	6/30/89
FARMWORKER COUNCIL, NORTH CAROLINA			
G.S. 143B-426.25 (Term-two years)			
(Lt. Gov.)	Rev. James R. Horton*	8/14/87	6/30/89
	Senator Wanda Hunt		
(Speaker)	Rep. Charles M. Beall	7/3/87	6/30/89
	Rep. Jeff H. Enloe, Jr.		
FIRE COMMISSION, STATE			
G.S. 58-27.30 (Term-three years)			
(Lt. Gov.)	Mr. Carroll Hemphill*	8/24/87	6/30/89
(Speaker)	Mr. Wiley P. Wooten*	10/1/87	9/30/89
GENERAL STATUTES COMMISSION			
G.S. 164-14 (Term-two years)			
(Lt. Gov.)	Senator James E. Ezzell, Jr.	7/30/87	5/31/89
(Speaker)	Rep. Alexander M. Hall	6/19/87	5/31/89
HAZARDOUS WASTE MANAGEMENT STUDY COMMISSION			
Ch. 1100, 1987 S.L. (S.B. 257, Sec. 2.1) (Terminates upon final report)			
(Lt. Gov.)	Senator Charles W. Hipps (Co-Ch)	7/29/88	
	Senator George B. Daniel		
	Senator R. L. Martin		
	Senator Robert Warren		
	Senator Dennis Winner		
(Speaker)	Rep. Joe Hackney (Co-Ch)	7/21/88	
	Rep. Roy Cooper		
	Rep. Daniel H. DeVane		
	Rep. Dennis Wicker		
	Rep. Martin Nesbitt		
HAZARDOUS WASTE TREATMENT COMMISSION			
G.S. 143B-470.3 (Term-four years/staggered)			
(Lt. Gov.)	Mr. Henry M. Von Oesen*	5/11/87	1/31/91
	Mrs. Dorothy Phillips Kilpatrick*	3/29/85	1/31/89
	Dr. Alvis Greely Turner*	5/11/87	1/31/91
(Speaker)	Mr. W. S. Brown*	5/1/87	1/31/91
	Mr. Harold D. Long*	4/9/85	1/31/89
	Dr. Bruce Waller*	4/9/85	1/31/89

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
HEALTH INSURANCE TRUST COMMISSION, NORTH CAROLINA			
G.S. 58A-4 (Term-three years/staggered)			
(Lt. Gov.)	Mr. Dennis R. Barry*	8/24/87	6/30/90
	Dr. Charles E. Cook*	7/15/88	6/30/91
	Mr. Larry James Russell*	8/24/87	6/30/89
	[Mr. Brad Thompson* UT]	7/15/88	6/30/89
	Mr. Thomas W. Swann*	8/24/87	6/30/89
(Speaker)	Mr. Shannon Brown*	8/26/87	6/30/91
	Mr. John R. Griffin, Jr.*	8/26/87	6/30/89
	Dr. Barbara Kitchell*	8/26/87	6/30/90
	Dr. Michael L. Steiner	7/13/88	6/30/91

**HEARING IMPAIRED,
NORTH CAROLINA COUNCIL, FOR THE**

G.S. 143B-214 (Term-two years)			
(Lt. Gov.)	Senator Wanda Hunt	7/30/87	6/30/89
(Speaker)	Rep. Walter B. Jones, Jr.	7/6/87	6/30/89

HIGHWAY STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec 29.1) (Terminates upon final report)			
(Lt. Gov.)	Senator William D. Goldston (Co-Ch)	9/15/87	
	Senator Marc Basnight		
	Senator Aaron Plyler		
	Senator Kenneth C. Royall, Jr.		
	Hon. Avery Upchurch*		
(Speaker)	Rep. Robert C. Hunter (Co-Ch)	9/15/87	
	Rep. Gerald L. Anderson		
	Rep. David W. Bumgardner, Jr.		
	Rep. Samuel R. Hunt III		
	Rep. Martin Nesbitt		

**HOLOCAUST,
NORTH CAROLINA COUNCIL ON THE**

G.S. 143B-216.20 (Term-two years)			
(Lt. Gov.)	Ms. Paula Blumenfeld*	7/20/87	6/30/89
	Ms. Ellen Carr*		
	Mrs. Kitty Huffman*		
	Mr. Morris Kiel*		
	Mrs. Celia Scher*		
	Dr. Elmo Scoggin*		
	Rabbi Arnold Task*		
	Ms. Henry Vogelhut*		
(Speaker)	Rep. J. Fred Bowman	9/8/87	6/30/89
	Rep. David W. Bumgardner, Jr.	9/1/87	
	Rep. John W. Brown	9/1/87	
	Rep. John T. Church	9/1/87	
	Rep. Herman C. Gist	9/1/87	
	Rep. Larry T. Justus	9/1/87	
	Rep. Daniel T. Lilley	9/1/87	
	Rep. Robert L. McAlister	9/1/87	

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed Expires

HOSPITALS COMMISSION, SURVIVAL OF PUBLIC

Ch. 873, 1987 S.L. (H.B. 1, Sec. 16.1) (Terminates upon final report)

(Lt. Gov.)	Senator Charles W. Hips (Co-Ch)	9/15/87	
	Senator Mary Seymour		
	Mr. David Brody*		
	Mr. Raymond L. Champ*		
	Mr. James T. Hedrick*		
	Mr. J. Alexander McMahon*		
	Ms. Virginia Oliver*		
	Mr. Clarence W. Walker*		
(Speaker)	Rep. Bobby Etheridge (Co-Ch)	9/15/87	
	Rep. Harry Payne, Jr.		
	Rep. William T. Watkins		
	Mrs. Louise P. Dale*		
	Mr. Charles Gaskins*		
	Mr. M. E. Gilstrap*		
	Mr. Powell Jenkins*		
	Ms. Pam Silberman*		

HOUSING COMMISSION, NORTH CAROLINA

G.S. 147-33.13 (Term-three years)

(Lt. Gov.)	Mr. Joe E. Harris, Jr.*	7/16/86	6/30/89
	Mr. Lawrence Ed Tipton*	7/16/86	6/30/89
(Speaker)	Mr. Michael E. Ferguson*	7/16/86	6/30/89
	Mr. Jim Moore*	7/16/86	6/30/89

HOUSING FINANCE AGENCY, BOARD OF DIRECTORS

G.S. 122A-4 (Term-two/four years)

(Lt. Gov.)	Mr. George E. Carr, Jr.*	8/24/87	6/30/89
	Mr. William A. Jenkins*	8/24/87	6/30/89
	Mr. Mark E. Tipton*	7/1/85	6/30/89
	Mr. William G. White, Jr.*	8/24/87	6/30/91
(Speaker)	Mr. Hilliard Caldwell*	8/21/87	6/30/89
	Mr. Michael E. Ferguson*	8/21/87	6/30/89
	Mr. Jimmy L. Moore*	8/21/87	6/30/89
	Mr. William W. Whittington*	8/21/87	6/30/89

HOUSING PARTNERSHIP, NORTH CAROLINA

G.S. 122E-4 (Term-three years)

(Lt. Gov.)	Mr. Earl W. Antone*	8/24/87	8/31/90
	Mr. Avant P. Coleman*		
	Ms. Betty Chafin Rash*		
	Mr. Donald M. Saunders*		
	Mr. Larry Summer*		
(Speaker)	Mr. Joseph W. Barber III*	8/24/87	8/31/90
	Mrs. Pat Garrett*	8/24/87	
	Mr. Ed Harrington*	8/25/87	
	Mrs. Virgie McKiver*	8/24/87	
	[Mrs. Fannie M. Corbett* UT]	7/13/88	
	Mrs. Patsy Z. Whitaker*	8/24/87	

*Citizen Appointee
[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
HUMAN RELATIONS COUNCIL			
G.S. 143B-392 (Term-four years)			
(Lt. Gov.)	Ms. Almetta Armstrong*	7/24/86	6/30/90
	Mr. James F. Richardson*		
(Speaker)	Rep. Annie B. Kennedy	7/1/86	6/30/90
	Rep. Peggy Stamey		

HUMAN TISSUE ADVISORY COUNCIL			
G.S. 130A-414 (Term-three years)			
(Lt. Gov.)	Ms. Betsy Evans*	8/29/85	6/30/88
(Speaker)	Mr. W. T. Grimsley*	8/9/83	

INAUGURAL CEREMONIES, COMMITTEE ON			
G.S. 143-533 (Term-July 1 preceding Gubernatorial Election through seven days past Inaugural Ceremony)			
(Lt. Gov.)	THREE SENATORS		
(Speaker)	THREE REPRESENTATIVES		
	(Not Appointed at Time of Printing)		

INDIAN AFFAIRS, NORTH CAROLINA COMMISSION OF			
G.S. 143B-407 (Term-two years)			
(Lt. Gov.)	Mr. James R. Lowry*	8/24/87	6/30/89
(Speaker)	Mr. Arnold Locklear*	8/21/87	6/30/89

INDIAN EDUCATION, STATE ADVISORY COUNCIL ON			
G.S. 115C-210			
(Lt. Gov.)	Senator David Parnell	8/26/88	
(Speaker)	Rep. Sidney Locks	8/18/88	

INDIGENT HEALTH CARE STUDY COMMISSION			
Ch. 792, 1985 S.L. (H.B. 344, Sec. 6.1)			
Ch. 738, 1987 S.L. (H.B. 1514, Sec. 71) (Terminates upon final report)			
(Lt. Gov.)	Senator Anthony E. Rand (Co-Ch)	9/28/87	1/10/89
	Senator James C. Johnson		
	Senator Russell Walker		
	Mr. Wills Hancock*		
	Mr. Thomas Rose*		
	Mr. Russell E. Tranbarger, RN*		
(Speaker)	Rep. Walter B. Jones, Jr. (Co-Ch)	9/28/87	1/10/89
	Rep. Howard C. Barnhill		
	Rep. Roy Cooper		
	Mrs. Ruby Bryson*		
	Mr. Russell Childers*		
	Ms. Pam Silberman*		

INFORMATION PROCESSING NEEDS AND COST STUDY COMMISSION, STATE			
Ch. 873, 1987 S.L. (H.B. 1, Sec. 14.1) (Terminates upon final report)			
(Lt. Gov.)	Senator Kenneth C. Royall, Jr. (Co-Ch)	9/15/87	
	Senator William D. Goldston		
	Senator J. K. Sherron, Jr.		
	Mr. Robert G. Winfree*		
(Speaker)	Rep. Martin Nesbitt (Co-Ch)	9/15/87	
	Rep. Daniel T. Blue, Jr.		
	Rep. Robert C. Hunter		
	Mr. William C. Clontz*		

Appointed *Expires*

INTERNSHIP COUNCIL, NORTH CAROLINA

G.S. 143B-418 (Term-two years)

(Lt. Gov.) Mr. James Olliver*

9/15/87

6/30/89

(Speaker) Mr. George Peery*

7/14/87

6/30/89

**INTERSTATE COOPERATION,
NORTH CAROLINA COUNCIL ON**

G.S. 143B-380 (Term-two years)

(Lt. Gov.) Senator Aaron Plyler

9/28/87

6/30/89

Senator Anthony E. Rand

Senator Kenneth C. Royall, Jr.

(Speaker) Rep. Thomas Hardaway

8/7/87

6/30/89

Rep. Albert S. Lineberry, Sr.

Rep. Gene Rogers

Rep. Margaret Stamey (Designee)

JUDICIAL SELECTION STUDY COMMISSION

Ch. 873, 1987 S.L., Sec. 19A.1 (Report by 2/15/89)

(Lt. Gov.) Senator Dennis Winner (Co-Ch)

9/15/87

Senator George B. Daniel

Senator Charles W. Hipps

Senator R. C. Soles, Jr.

(Speaker) Rep. H. M. Michaux, Jr. (Co-Ch)

9/9/87

Rep. Donald M. Dawkins

Rep. F. J. Sizemore III

Rep. Dennis Wicker

(Chief Justice) Judge Henry E. Frye, Judge Sarah Parker, Judge Thomas W.

Ross, Judge George W. Bason

JUVENILE LAW STUDY COMMISSION

G.S. 7A-740 (Term-two and four years)

(Lt. Gov.) Senator Charles W. Hipps

7/15/88

6/30/90

Senator Helen R. Marvin

7/15/88

6/30/90

(Speaker) Rep. Anne C. Barnes

7/1/88

6/30/90

Rep. William G. Alexander

3/18/87

6/30/90

**LAW ENFORCEMENT OFFICERS' BENEFIT
AND RETIREMENT FUND, BOARD OF TRUSTEES**

G.S. 143-166(b)(5) (Term-two years)

Repealed Ch. 479 [Sec. 196(t)] 1985 S.L.

LEGISLATIVE ETHICS COMMITTEE

—see ETHICS, LEGISLATIVE COMMITTEE

**LIABILITY INSURANCE COMMISSION,
PUBLIC OFFICERS AND EMPLOYEES**

G.S. 58-27.20 (Term-two years)

(Lt. Gov.) Mr. Raymond A. Lichtner*

8/24/87

6/30/91

(Speaker) Mr. J. Thomas Sutton*

8/21/87

6/30/89

Ex-Officio-Commissioner of Insurance (James E. Long)

Secretary of Crime Control (Joseph W. Dean)

Attorney General (Lacy H. Thornburg)

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
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LOCAL GOVERNMENT ADVOCACY COUNCIL

G.S. 143-506.14 (Term-coincides with legislative term)

(Lt. Gov.)	Senator James Speed	7/30/87
	Senator Wanda Hunt	
(Speaker)	Rep. Edith L. Lutz	3/24/87
	Rep. Beverly M. Perdue	

LOCAL GOVERNMENT COMMISSION

G.S. 159-3 (Term-four years)

(Lt. Gov.)	Mr. William Clement*	7/24/86	6/30/89
(Speaker)	Mr. William G. Stamey*	6/11/85	6/30/89

**LOW-LEVEL RADIOACTIVE WASTE
MANAGEMENT AUTHORITY**

G.S. 104G-5—Ch. 870, 1987 S.L. (S.B. 643) (Term-four years)

(Lt. Gov.)	Ms. Carolyn Allen*	8/24/87	6/30/91
	Mr. Albert L. Canipe*	8/24/87	6/30/90
	Mr. Marcus B. Crotts*	8/24/87	6/30/93
	Mr. William B. Smalley*	8/24/87	6/30/92
	Mr. Donald G. Willhoit*	8/24/87	6/30/91
(Speaker)	Dr. Kenneth W. Brownell*	8/26/87	6/30/91
	Mr. David Felmet, Sr.*	8/26/87	6/30/90
	Mr. G. Gordon Greenwood*	8/26/87	6/30/91
	Dr. Raymond L. Murray*	8/26/87	6/30/93
	Mr. Joseph W. Pitt*	8/26/87	6/30/92

**LOW-LEVEL RADIOACTIVE WASTE
MANAGEMENT COMPACT COMMISSION,
ADVISORY COMMITTEE**

G.S. 104F (Term-two years)

(Lt. Gov.)	Senator Russell Walker	9/28/87	7/15/89
	Mr. Tony Seamon, Jr.*		
(Speaker)	Rep. N.J. Crawford	10/26/87	7/15/89
	Rep. Harry Payne, Jr.		

**LOW-LEVEL RADIOACTIVE WASTE,
JOINT SELECT COMMITTEE**

G.S. 120-70.31

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 3.1)

(Term-pleasure of appointive authority)

(Lt. Gov.)	Senator Joe Johnson (Co-Ch)	7/29/88
	Senator J. Richard Conder	
	Senator Harold Hardison	
	Senator J. J. Harrington	
	Senator Wm. N. Martin	
	Senator Lura Tally	
	Senator Russell Walker	
(Speaker)	Rep. George W. Miller (Co-Ch)	
	Rep. David W. Bumgardner, Jr.	
	Rep. Robert C. Hunter	
	Rep. Albert S. Lineberry, Sr.	
	Rep. Josephus Mavretic	
	Rep. Harry Payne	

*Citizen Appointee

[UT]—Filling Unexpired Term

**MAJOR MEDICAL PLAN,
BOARD OF TRUSTEES TEACHERS' AND
STATE EMPLOYEES' COMPREHENSIVE**

G.S. 135-39 (Term-two years/staggered)

		<i>Appointed</i>	<i>Expires</i>
(Lt. Gov.)	Mr. Edwin Pate Bailey*	7/15/88	6/30/90
	Ms. Betty Eddleman*	8/24/87	6/30/89
	Mr. Darrell D. Johnson*	8/24/87	6/30/89
(Speaker)	Mr. Ben H. Battle*	8/21/87	6/30/89
	Hon. Sam L. Beam*	8/21/87	6/30/89
	[Mr. James A. Wynn* UT]	7/13/88	6/30/89
	Mr. James Donald Tomberlin*	7/13/88	6/30/90

**MEDICAL DATABASE COMMISSION,
NORTH CAROLINA**

G.S. 131-211 (Term-three years/staggered)

(Lt. Gov.)	Dr. Sandra M. Greene*	7/16/86	6/30/89
	Dr. Duncan Yaggy*	7/16/86	6/30/89
	Mr. James L. Muse*	7/15/88	6/30/91
	Mr. Robert L. Luddy*	8/24/87	6/30/90
(Speaker)	Mr. Walter B. Clark*	8/21/87	6/30/90
	Dr. Philip L. Martin*	8/21/87	6/30/90
	Mr. Robert Wall*	7/13/88	6/30/91
	Dr. Cynthia M. Freund*	7/16/86	6/30/89

**MENTAL HEALTH, MENTAL RETARDATION,
AND SUBSTANCE ABUSE SERVICES, COMMISSION**

G.S. 143B-148 (Term-two years)

(Lt. Gov.)	Mr. Charlie R. Harrell*	8/24/87	6/30/89
	Mr. Carlos N. Young*		
(Speaker)	Mr. Ben W. Aiken*	8/21/87	6/30/89
	Ms. Jane Latham*		

MENTAL HEALTH STUDY COMMISSION

Ch. 806, 1973 S.L.

Ch. 873, 1987 S.L. (H.B. 1, Sec. 21.1)

(Lt. Gov.)	Senator Kenneth C. Royall, Jr. (Co-Ch)	9/15/87	7/1/89
	Senator Harold Hardison		
	Senator Ollie Harris		
	Senator Wm N. Martin		
	Senator Helen R. Marvin		
	Senator Lura Tally		
	Senator Marvin Ward		
	Senator Russell Walker		
	Rep. J. W. Crawford, Jr. (Co-Ch)	9/10/87	
	Rep. Charlotte A. Gardner		
(Speaker)	Rep. Judy Hunt		
	Rep. Sidney Locks		
	Rep. Edith L. Lutz		
	Rep. Edd Nye		
	Rep. Frank E. Rhodes		
	Rep. Gene Rogers		

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

**MERIT PAY FOR STATE EMPLOYEES,
LEGISLATIVE STUDY COMMISSION ON SYSTEM**

Ch. 1086, 1987 S.L. (H.B. 2641, Sec. 27) (Terminates upon final report)

(Lt. Gov.)	Senator Thomas F. Taft (Co-Ch)	7/29/88	before 1/11/89
	Senator A. D. Guy		
	Senator Ralph Hunt		
	Senator Helen R. Marvin		
	Senator Mary Seymour		
	Senator J. K. Sherron, Jr.		
(Speaker)	Rep. Margaret Stamey (Co-Ch)	7/26/88	
	Rep. Logan Burke		
	Rep. Ray C. Fletcher		
	Rep. John Kerr III		
	Rep. Edward N. Warren		
	Rep. Betty H. Wiser		

MILK COMMISSION, NORTH CAROLINA

G.S. 106-266.7 (Term-four years)

(Lt. Gov.)	Mr. David A. Smith*	7/16/86	6/30/90
	Dr. Vila Rosenfeld*	8/24/87	6/30/91
(Speaker)	Mr. John Hunter*	8/21/87	6/30/89
	Mrs. Kathryn G. Kirkpatrick*	7/13/88	6/30/90

MOTION PICTURE INDUSTRY STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 20.1) (Terminates upon final report)

(Lt. Gov.)	Senator Ted Kaplan (Co-Ch)	9/15/87	
	Senator Franklin Block		
	Senator George B. Daniel		
	Senator Aaron Plyler		
	Senator Robert Warren		
	Mr. A.B. Cooper, Jr.*		
	Ms. Debbie Diamond*		
	Mr. J.H. Froelich, Jr.*		
	Mr. John McMillan*		
	Ms. Martha Schumacker*,		
(Speaker)	Rep. Harry Payne, Jr. (Co-Ch)	9/15/87	
	Rep. Marie Colton		
	Rep. Anne C. Barnes		
	Rep. Bruce Ethridge		
	Rep. Harry C. Grimmer		
	Rep. Casper Holroyd, Jr.		
	Rep. John Hunt		
	Rep. Margaret Keesee-Forrester		
	Rep. David Redwine		
	Mr. Bill Arnold*		

**MOTOR VEHICLE DEALERS ADVISORY BOARD,
NORTH CAROLINA**

G.S. 20-305.4 (Term-three years)

(Lt. Gov.)	Mr. Bruce Griffin, Jr.*	7/30/87	6/30/90
	Mr. Worth Johnson*	9/6/88	6/30/91
	Mr. Bobby Wall*	7/24/86	6/30/89
(Speaker)	Mr. R. J. Childress*	7/1/86	6/30/89
	Mr. Bruce K. Murray*	7/30/87	6/30/90

*Citizen Appointee
[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
MUNICIPAL INCORPORATIONS, JOINT LEGISLATIVE			
G.S. 120-158 (Term—two years)			
(Lt. Gov.)	Senator James E. Ezzell, Jr.	9/28/87	6/30/89
	Senator R. C. Soles, Jr.		
	Mr. David Taylor*		
(Speaker)	Rep. Gordon H. Greenwood	11/9/87	6/30/89
	Rep. Albert S. Lineberry, Sr.		
	Mr. Raymond Shepherd*		

NATURAL HERITAGE TRUST FUND, BOARD OF TRUSTEES

G.S. 113-77.8 (Term—six years)			
(Lt. Gov.)	Mrs. Catherine McCoy*	1/1/88	12/31/93
	Mr. Jerry Wright*	1/1/88	12/31/91
	Dr. Cotton Robinson*	1/1/88	12/31/89
	[Mr. William Joslin/UT]	9/6/88	12/31/89
(Speaker)	Dr. Richard Hoffman*	1/8/88	12/31/93
	Mr. Dan Robinson*	1/8/88	12/31/89
	Mr. Rick Webb*	1/8/88	12/31/91

NEW LICENSING BOARDS, LEGISLATIVE COMMITTEE

G.S. 120-149.6 (Term—coincides with legislative term)			
(Lt. Gov.)	Senator Marshall A. Rauch (Chairman)	5/18/87	12/31/88
	Senator Frnaklin Block		
	Senator Howard F. Bryan		
	Senator George B. Daniel		
	Senator David R. Parnell		
(Speaker)	Rep. Howard C. Barnhill	5/14/87	
	Rep. R. D. Beard		
	Rep. Foyle Hightower, Jr.		
	Rep. Charles D. Owens		

NURSING, LEGISLATIVE STUDY COMMISSION ON

Ch. 1049, 1987 S.L. (H.B. 2461, Sec. 7) (Report by 4/1/89)			
(Lt. Gov.)	Senator Marvin Ward (Co-Ch.)	7/29/88	
	Senator Kenneth C. Royall, Jr.		
	Senator Wm N. Martin		
	Senator Wanda Hunt		
	Ms. Gae Armstrong*		
	Ms. Judy Seamon*		
	Mr. Travis Tomlinson*		
(Speaker)	Rep. Martin Nesbitt (Co-Ch.)	7/26/88	
	Rep. Edward C. Bowen		
	Rep. Judy Hunt		
	Rep. Barney Paul Woodard		
	Mr. Sam L. Beam*		
	Mrs. Patricia Smathers*		
	Mr. Robert F. Burgin*		

PARKS AND RECREATION AREAS STUDY COMMISSION, STATE

Ch. 873, 1987 S.L. (H.B. 1, Sec. 7.1) (Terminates upon final report)			
(Lt. Gov.)	Senator Henson Barnes (Co-Ch)	9/15/87	
	Senator J. K. Sherron, Jr.		
	Senator Lura Tally		

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
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PARKS AND RECREATION AREAS**STUDY COMMISSION, STATE (continued)**

(Speaker)	Rep. N. J. Crawford (Co-Ch)	9/8/87	
	Rep. Daniel H. DeVane		
	Rep. Jo Graham Foster		

**PHYSICAL FITNESS AND HEALTH,
GOVERNOR'S COUNCIL****G.S. 143B-216.9 (Term-two years)**

(Lt. Gov.)	Senator George Daniel	7/30/87	6/30/89
(Speaker)	Rep. Casper W. Holroyd, Jr.	7/29/87	6/30/89

PORTS AUTHORITY, STATE**G.S. 143B-452 (Term-two years)**

(Lt. Gov.)	Mr. James B. Ollis*	8/24/87	6/30/89
	Mr. J. A. Roberts, Jr.*		
(Speaker)	Mr. Sneed High*	8/21/87	6/30/89
	Mr. Frank B. Holding*		

PRISONS, SPECIAL COMMITTEE ON**G.S. 120-19.6 (Life of Committee)**

(Lt. Gov.)	Senator David Parnell (Co-Ch)	10/30/87	
	Senator James C. Johnson		
	Senator Wm N. Martin		
	Senator Helen R. Marvin		
	Senator Kenneth C. Royall, Jr.	8/10/88	
	Senator Robert Swain		
(Speaker)	Rep. Anne C. Barnes (Co-Ch)	10/30/87	
	Rep. Charles M. Beall		
	Rep. James M. Craven		
	Rep. C. R. Edwards		
	Rep. John Kerr III		
	Rep. Edd Nye	8/12/88	

PRIVATE PROTECTIVE SERVICES BOARD**G.S. 74C-4(b) (Term-three years)**

(Lt. Gov.)	Mr. James Lester Rhew*	7/15/88	6/30/91
	Mr. Seth Thomas Walton*	7/16/86	6/30/89
(Speaker)	Mr. Julius R. Cauble*	7/16/86	6/30/89
	Mr. Bob R. Moye*	8/21/87	6/30/90
	Miss Patsy L. Racine*	7/13/88	6/30/91

(See Also Appointment of President Pro Tempore)

PROPERTY TAX APPRAISAL STUDY COMMISSION**Ch. 873, 1987 S.L. (H.B. 1, Sec. 24.1) (Terminates upon final report)**

(Lt. Gov.)	Senator Richard Conder (Co-Ch)	9/15/87	3/1/89
	Senator William Barker		
	Senator Laurence A. Cobb		
	Senator Joe Johnson		
	Senator R. L. Martin		
	Senator David R. Parnell		
	Senator A. P. Sands III		
	Senator Robert Swain		
	Mr. Mack Bissette*		
	Hon. Tim Pegram*		
	Hon. Ed Walters*		

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
PROPERTY TAX APPRAISAL STUDY COMMISSION (continued)		
(Speaker) Rep. Charles M. Beall (Co-Ch)	9/10/87	3/1/89
Rep. R. D. Beard		
Rep. Charles Buchanan		
Rep. Ann Q. Duncan		
Rep. Jeff H. Enloe, Jr.		
Rep. Milton F. Fitch, Jr.		
Rep. Edith L. Lutz		
Rep. Robert L. McAlister		
Mr. Moses Carey*		
Mr. Teddy Rogers*		
Mr. George Short*		

PROPERTY TAX COMMISSION

G.S. 143B-223

(Lt. Gov.)(Term-Four years)		
Mr. James C. Spencer, Jr.*	8/24/87	6/30/91
(Speaker)(Term-Two years)		
Mr. Clarence E. Leatherman*	8/21/87	6/30/89

PROPERTY TAX SYSTEM STUDY COMMITTEE

Ch. 873, 1987 S.L. (H.B. 1, Sec. 5.1) (Terminates upon final report)

(Lt. Gov.)	Senator Richard Conder (Co-Ch)	9/15/87	3/1/89
	Hon. Melvin Daniels, Jr.		
	Senator Harold Hardison		
	Senator Ralph Hunt		
	Senator R. L. Martin		
	Senator Aaron Plyler		
	Senator R. P. Thomas		
	Senator Daniel R. Simpson		
	Senator James D. Speed		
	Ms. Dorothy K. Kearns*		
	Hon. Roy Maness*,		
(Speaker)	Rep. Robert L. McAlister (Co-Ch)	9/9/87	
	Rep. John C. Hasty		
	Rep. George M. Holmes		
	Rep. Mary Jarrell		
	Rep. Edith L. Lutz		
	Rep. Josephus Mavretic		
	Rep. David Redwine		
	Rep. Edward N. Warren		
	Mr. James L. Coggins*		
	Mr. Wayne Hooper*		
	Hon. Joe Hudson*		

PUBLIC HOSPITAL SURVIVAL STUDY COMMISSION

—see HOSPITAL COMMISSION, SURVIVAL OF PUBLIC

**PUBLIC TELECOMMUNICATIONS COMMISSIONERS,
NORTH CAROLINA BOARD OF**

G.S. 143B-426.9(4) (Term-two years)

(Lt. Gov.)	Dr. Raymond Pennington*	8/24/87	6/30/89
	Ms. Nancy Roberts Stallings*		
(Speaker)	Mrs. Annette Bryant*	8/21/87	6/30/89
	Mr. Douglas Copeland*		

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed Expires

RAILROAD NEGOTIATING COMMISSION

Ch. 792, 1985 S.L. (H.B. 344, Sec. 13)
 (Lt. Gov.) Senator Dennis Winner (Co-Ch) 6/30/89
 President of the Senate Robert B. Jordan III
 (Speaker) Rep. John J. Hunt (Designee/Co-Ch) 6/30/89
 Mr. J. Ray Sparrow

RANDLEMAN LAKE PROJECT, JOINT LEGISLATIVE COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 22.1) (Term-not stated)
 (Lt. Gov.) Senator Mary Seymour (Co-Ch) 9/15/87 report by
 Senator Wm. N. Martin 2/1/89
 Senator Russell Walker
 Mr. Bob L. McDuffie*
 Hon. Becky Smuthers*
 (Speaker) Rep. Albert Lineberry, Sr. (Co-Ch) 9/9/87
 Rep. Brewster Brown
 Rep. Betsy Cochrane
 Rep. Robert L. McAlister
 Mr. Tom Osborne*

RECREATION AND NATURAL HERITAGE TRUST FUND
—see NATURAL HERITAGE TRUST FUND**REGIONAL TEACHERS OF THE YEAR COMMISSION**

Ch. 873, 1987 S.L. (H.B. 1, Sec. 3.1) (Final report by 1/1/89)
 (Lt. Gov.) Senator Robert Warren (Co-Ch) 9/15/87
 Senator Donald R. Kincaid
 Senator Anthony E. Rand
 Senator Lura Tally
 (Speaker) Rep. Howard B. Chapin (Co-Ch) 9/8/87
 Rep. Jo Graham Foster
 Rep. W. Stine Isenhower
 Rep. Alex Warner, Jr.

RETIREMENT SYSTEM, TEACHERS' AND STATE EMPLOYEES' BOARD OF TRUSTEES

G.S. 135-6(b)(4) (Term-two years)
 (Lt. Gov.) Hon. Carl J. Stewart 8/24/87 6/30/89
 (Speaker) Mr. William W. Eskridge* 8/21/87 6/30/89

RURAL ECONOMIC DEVELOPMENT CENTER, BOARD OF DIRECTORS

By-Laws REDC (Term-not stated)
 (Lt. Gov.) Senator Marc Basnight 7/15/88
 Senator Richard Conder
 Senator Charles W. Hipps
 (Speaker) Rep. Bruce Etheridge 1/14/87
 Rep. Charles M. Beall 1/14/87
 Rep. Wendell H. Murphy 1/14/87
 Repr. Daniel T. Blue, Jr. 7/11/88
 Rep. Albert S. Lineberry, Sr. 7/11/88

*Citizen Appointee
 [UT]—Filling Unexpired Term

*Appointed**Expires***SALARY SCHEDULE FOR PUBLIC SCHOOL
EMPLOYEES, LEGISLATIVE COMMISSION**

Ch. 1014, 1985 S.L. (H.B. 2055, Sec. 59)

Ch. 873, 1987 S.L. (H.B. 1, Sec. 31B) (Final Report by 3/1/88)

(Lt. Gov.) Senator Anthony E. Rand (Co-Ch) 9/28/87

Senator Helen R. Marvin

Senator Kenneth C. Royall, Jr.

Senator Marvin Ward

Senator Robert Warren

Mr. Bob Lincks*

(Speaker) Rep. William T. Watkins (Co-Ch) 9/14/87

Rep. Donald R. Dawkins

Rep. Bruce Etheridge

Rep. Bertha Holt

Rep. Edward N. Warren

Ms. Karen Garr*

**SCHOOL FACILITY NEEDS,
NORTH CAROLINA COMMISSION**

G.S. 115C-489.4 (Term-four years)

(Lt. Gov.) Hon. Margaret Tennille* (Co-Ch) 8/24/87

6/30/91

Dr. Culver Dale*

L. Glenn Orr, Jr.*

Mr. W. C. Owens, Jr.*

Dr. Prezell Robinson*

(Speaker) Mr. John A. Williams* (Co-Ch) 8/21/87

7/1/91

Mr. Young H. Allen*

Mrs. Kathleen R. Crosby*

Mr. Morris L. McGough*

Mr. Roy D. Trest*

SCHOOL HEALTH ADVISORY COMMITTEE, STATE

G.S. 115C-81(e)(6)(c) (Term-three years)

(Lt. Gov.) Mrs. Carolyn Thornton* 7/15/88

6/30/91

(Speaker) Representative William M. Freeman 7/30/87

6/30/90

**SCIENCE AND MATHEMATICS, BOARD OF TRUSTEES,
NORTH CAROLINA SCHOOL OF**

G.S. 116-233

(Lt. Gov.) (Term-Four years)

Mr. Thomas E. Norman* 7/15/88

6/30/91

Ms. Ruth Watkins* 7/1/85

6/30/89

(Speaker) (Term-Two years)

Mr. James H. Randolph III* 8/21/87

6/30/89

Mr. David Wyatt* 8/21/87

6/30/89

SCIENCE AND TECHNOLOGY, NORTH CAROLINA BOARD

G.S. 143B-426.30 (Term-two years)

(Lt. Gov.) Dr. Mary Dale Chilton* 8/24/87

6/30/89

(Speaker) Mr. Charlie Carpenter* 8/21/87

6/30/89

SEAFOOD INDUSTRIAL PARK AUTHORITY, NORTH CAROLINA

G.S. 113-315.25 (Term-two years)

(Lt. Gov.) Mr. Gerald Wain Gaskill* 8/24/87

6/30/89

[Mr. Gerry T. Smith* UT]

7/15/88

6/30/89

(Speaker) Mr. Robert Williams* 8/21/87

6/30/89

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed Expires

SEAFOOD STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 27.1) (Terminates upon final report)
 (Lt. Gov.) Senator Marc Basnight (Co-Ch) 9/15/87
 Senator William Barker
 Senator Robert G. Shaw
 (Speaker) Rep. Vernon G. James (Co-Ch) 9/10/87
 Rep. Howard B. Chapin
 Rep. David Redwine

SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION, NORTH CAROLINA

G.S. 17E-3 (Term-two years)
 (Lt. Gov.) Hon. Paul R. McCrary* 8/24/87 6/30/89
 (Speaker) Hon. E. Y. Ponder* 9/1/87 8/31/89

SOCIAL SERVICES STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 8.1) (Terminates upon final report)
 (Lt. Gov.) Senator Russell Walker (Co-Ch) 9/15/87
 Senator Austin Allran
 Senator Ollie Harris
 Senator Wanda Hunt
 Senator James F. Richardson
 Mr. Billy Brittain*
 Mr. Daniel C. Hudgins*
 Mrs. Charlotte Kelly*
 Mr. John Liverman*
 (Speaker) Rep. Marie Colton (Co-Ch) 9/28/87
 Rep. Thomas Hardaway
 Rep. Bertha Holt
 Rep. Edd Nye
 Rep. Barney Paul Woodard
 Mr. David A. Noland*
 Mrs. Virginia T. Oliver*
 Mr. Steven M. Shaber*
 Ms. Mary Williams*

SOUTHERN GROWTH POLICIES BOARD

G.S. 143-492 (Term-None specified)
 (Lt. Gov.) Senator William Staton 7/30/87 6/30/89
 (Speaker) Rep. Daniel T. Lilley 7/14/87 6/30/89

SOUTHERN STATES ENERGY BOARD

G.S. 104D-2 (Term-pleasure of appointive authority)
 (Lt. Gov.) Senator A. D. Guy 7/30/87 6/30/89
 Senator Richard Conder (Alternate)
 (Speaker) Rep. Joe Hackney 7/29/87 6/30/89

STATE ASBESTOS STUDY COMMISSION

Executive Order No. 63 (Term-None Specified)
 (Lt. Gov.) Senator William D. Goldston, Jr. 2/10/88
 (Speaker) Rep. Margaret Stamey 2/3/88

STATE BAR DISCIPLINARY HEARING COMMISSION
 —see DISCIPLINARY HEARING COMMISSION

*Citizen Appointee
 [UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
STATE BUILDING COMMISSION			
G.S. 143-135.25 (Term—three years/staggered)			
(Lt. Gov.)	Mr. Gary Garlow*	5/5/87	6/30/90
	Mr. Will Parker*	5/5/87	6/30/89
(Speaker)	Mr. Ray Sparrow*	7/15/88	6/30/91
	Mr. Charles C. Braswell*	5/1/87	6/30/91
	Mr. John C. Laughridge*	5/1/87	6/30/90
	Mr. Finley Pace, Jr.*	5/1/87	6/30/89

STATE PARKS—see **PARKS, STATE**

STATE PORTS AUTHORITY—see **PORTS AUTHORITY, STATE**

STATE-OWNED PROPERTY STUDY COMMITTEE

Ch. 873, 1987 S.L., (H.B. 1, Sec. 6.1) (Terminates upon final report)

(Lt. Gov.)	Senator William D. Goldston (Co-Ch)	9/15/87	
	Senator James E. Ezzell, Jr.		
	Senator A. D. Guy		
	Senator Ralph Hunt		
	Senator Aaron Plyler		
(Speaker)	Senator J. K. Sherron, Jr.		
	Rep. Edward C. Bowen (Co-Ch)	9/8/87	
	Rep. C. R. Edwards		
	Rep. Doris R. Huffman		
	Rep. R. Samuel Hunt III		
	Rep. Robert L. McLaughlin		
	Rep. Timothy N. Tallent		

STUDENT LOANS, NEED-BASED, NORTH CAROLINA BOARD FOR

G.S. 143-47.23 (Term—four years)

(Lt. Gov.)	Mr. Ralph Kimel*	7/16/86	7/1/90
	Mr. Benjamin S. Ruffin*		
	Dr. Darrell A. Trull*		
(Speaker)	Mrs. Lynda Cowan*	7/16/86	7/1/90
	Dr. James Colson*		
	Mr. David Wyatt*		

Repealed: Ch. 738, Sec. 418, 1987 S.L.

Transferred: UNC Education Assistance Authority

SUBSTANCE ABUSE ADVISORY COUNCIL

G.S. 143B-270 (Term—four years)

(Lt. Gov.)	Dr. Georgia L. Helmer*	10/5/87	9/30/91
	[Ms. Judy DeKing* UT]	7/25/88	9/30/91
	Mr. F. O'Neil Jones*	10/5/87	9/30/91
	Mr. Keith Lewis*	10/5/87	9/30/89
(Speaker)	Ms. Alberta Green*	10/26/87	9/30/91
	Mr. Fulmer Rudisill*	10/26/87	9/30/89
	Mr. William C. Smith*	10/26/87	9/30/91

SUBSTANCE ABUSE TESTING, UNIFORM REGULATION OF
—see **DRUG TESTING STUDY COMMISSION, WORKPLACE**

SUICIDE STUDY COMMISSION, YOUTH
—see **YOUTH SUICIDE STUDY COMMISSION**

SURROGATE PARENTHOOD—see **ADOPTIONS**

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

TAX FAIRNESS STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 30.1) (Terminates upon final report)

(Lt. Gov.)	Senator Marshall A. Rauch (Co-Ch)	9/15/87
	Senator Aaron Plyler	
	Senator R. P. Thomas	
	Senator Dennis Winner	
	Mr. Cy Bahakel*	
	Hon. George Graham*	
	Ms. Margaret Leinbach*	
(Speaker)	Rep. Richard Wright (Co-Ch)	9/15/87
	Rep. David H. Diamont	
	Rep. Sharon Thompson	
	Rep. Betty Wiser	
	Mr. Frank Beam*	
	Mr. Christopher Scott*	
	Hon. Ernest Wilkinson*	

**TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM,
BOARD OF TRUSTEES**—see RETIREMENT SYSTEM, TEACHERS' AND STATE
EMPLOYEES, BOARD OF TRUSTEES**TEACHING, NORTH CAROLINA CENTER FOR THE
ADVANCEMENT OF**

Ch. 479, Sec. 74 and Ch. 770, 1985 S.L. (Term-four years)

(Lt. Gov.)	Ms. Sarah Himan*	7/1/85	6/30/89
	Dr. Pam Mayer*	7/16/86	6/30/89
(Speaker)	Dr. H. F. Robinson*	7/25/85	6/30/89
	[Dr. John E. Wakeley* UT]	7/28/88	6/30/89
	Mr. Charles C. McConnell*	7/25/85	6/30/89

TEACHING FELLOWS COMMISSION, NORTH CAROLINA

G.S. 115C-363.22 (Term-four years)

(Lt. Gov.)	Mr. Thomas W. Lambeth* (Chairman)	7/16/86	7/1/90
	Ms. Gladys Graves*		
	Dr. Kenneth R. Newbold*		
	Dr. Leroy T. Walker*		
(Speaker)	Mrs. Marydell R. Bright*	7/16/86	7/1/90
	Dr. William Joe Cowan*		
	Dr. Benn D. Quinn*		

**TECHNOLOGICAL DEVELOPMENT AUTHORITY,
NORTH CAROLINA**

G.S. 143B-471.1

(Lt. Gov.)	(Term-Four years)		
	Mr. Tom Dillon*	8/24/87	6/30/91
	Mr. Donavan Phillips*		
(Speaker)	(Term-Two years)		
	Dr. William T. Bird*	8/21/87	6/30/89
	Dr. James Dooley*		

TELECOMMUNICATIONS

—see PUBLIC TELECOMMUNICATIONS

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
TELEVISION, UNC CENTER FOR PUBLIC— BOARD OF TRUSTEES			
G.S. 116-37.1 (Term—two years)			
(Lt. Gov.)	Ms. Marsha VanHecke*	8/24/87	6/30/89
(Speaker)	Ms. Mona Moore*	8/21/87	6/30/89

**THERAPEUTIC RECREATION CERTIFICATION BOARD,
NORTH CAROLINA**

G.S. 90C-5 (Term—three years)			
(Lt. Gov.)	Rev. Jordan C. Harris, Jr.*	7/15/88	6/30/91
	Ms. Marian R. Stone*	8/24/87	6/30/89
(Speaker)	Mrs. Paulette Gaither*	8/25/87	6/29/89
	Dr. Edward Kesgen*	8/24/87	6/29/90

THOMS REHABILITATION HOSPITAL, BOARD OF TRUSTEES

Article II, Sec. 1 - By-laws TRH (Term—coincides with legislative term)

(Lt. Gov.)	Senator Robert Swain	7/30/87
	Senator Charles W. Hipps	
(Speaker)	Rep. Ray C. Fletcher	3/17/87
	Rep. N. J. Crawford	

TRANSPORTATION, NORTH CAROLINA BOARD OF

G.S. 143B-350(d) (Term—two years)			
(Lt. Gov.)	Hon. James B. Garrison*	8/24/87	6/30/89
(Speaker)	Hon. Joe H. Palmer*	8/21/87	6/30/89

UTILITY REVIEW COMMITTEE, JOINT LEGISLATIVE

G.S. 120-70 (Term—Pleasure of appointive authority from seated membership)

(Lt. Gov.)	Senator Joe Johnson (Co-Ch)	2/28/85
	Senator Harold Hardison	
	Senator J. J. Harrington	
(Speaker)	Rep. George W. Miller, Jr. (Co-Ch)	9/3/85
	Rep. David W. Bumgardner, Jr.	
	Rep. Josephus Mavretic	

**VACCINE MANUFACTURING STUDY COMMISSION,
STATE-ADMINISTERED**

Ch. 873, 1987 S.L. (H.B. 1, Sec. 4.1) (Terminates upon final report)

(Lt. Gov.)	Senator Thomas F. Taft (Co-Ch)	9/15/87
	Senator James E. Ezzell, Jr.	
	Dr. David Barry*	
	Dr. V. Watson Pugh*	
(Speaker)	Rep. Mary Jarrell (Co-Ch)	9/10/87
	Rep. A. M. Hall	
	Rep. Bradford V. Ligon	
	Dr. Samuel L. Katz*	

**VAGABOND SCHOOL OF THE DRAMA, INC. AND THE FLAT ROCK
PLAYHOUSE, BOARD OF TRUSTEES**

By-Laws/Art. II, Sec. 1 (Term—two years)

(Lt. Gov.)	Senator Charles W. Hipps	3/25/87	2/1/89
	Senator R. P. Thomas		
(Speaker)	Rep. Marie Colton	3/17/87	2/1/89
	Rep. N. J. Crawford		

*Citizen Appointee
[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
VETERANS' MEMORIAL COMMISSION			
G.S. 143B-133(b) (Term—Upon dedication of Memorial)			
(Lt. Gov.)	Mr. Arthur Lee Ashburn III*	8/28/87	
	Mr. John T. Bode*		
	Mr. Charles T. Carpenter, Jr.*		
	Mr. Fred T. Howell*		
	Mr. E. T. Townsend*		
(Speaker)	Mr. Zebulon D. Alley*	8/25/87	
	Mr. Billy Ray Cameron*		
	Mr. K. P. Johnson*		
	Mr. Dudley Robbins*		
	Mr. John Thompson*		

VETERINARY MEDICAL BOARD, NORTH CAROLINA

G.S. 90-182 (Term—five years)			
(Lt. Gov.)	Dr. Ronald Williams*	7/30/86	7/1/91
(Speaker)	Dr. Joseph Robert Nesbitt*	8/21/87	6/30/92

WASTE MANAGEMENT BOARD, GOVERNOR'S

G.S. 143B-216.12 (Term—two years)			
(Lt. Gov.)	Mr. William L. Lewis*	8/24/87	6/30/89
(Speaker)	Dr. William W. Dow*	8/21/87	6/30/89

WESTERN NC ARBORETUM—see ARBORETUM**WILDLIFE RESOURCES COMMISSION, NORTH CAROLINA**

G.S. 143-240 (Term—two years)			
(Lt. Gov.)	Mr. John F. Lentz*	8/24/87	6/30/89
(Speaker)	Mr. Donald A. Thompson*	8/21/87	6/30/89

WORKER TRAINING TRUST FUND STUDY COMMISSION

Ch. 873, 1987 S.L. (H.B. 1, Sec. 12.1)			
(Lt. Gov.)	Senator David R. Parnell (Co-Ch)	9/15/87	
	Senator Howard F. Bryan		
	Senator William Staton		
	Hon. Cecil Hill*		
	Mr. Glenn Jernigan*		
(Speaker)	Rep. Jeff H. Enloe, Jr. (Co-Ch)	9/9/87	
	Rep. Charles M. Beall		
	Rep. Brewster Brown		
	Rep. Margaret Stamey		
	Mr. M. F. Washam*		

WORKPLACE DRUG TESTING—see DRUG TESTING, WORKPLACE**YOUTH SUICIDE STUDY COMMISSION**

Ch. 873, 1987 S.L. (H.B. 1, Sec. 28.1) (Report prior to 1989 Session)			
(Lt. Gov.)	Senator Wanda Hunt (Co-Ch)	9/15/87	
	Senator Helen R. Marvin		
	Dr. Ronald Anderson*		
	Mr. Howard R. Winokuer*		
(Speaker)	Rep. Barney Paul Woodard (Co-Ch)	9/16/87	
	Rep. Theresa H. Esposito		
	Rep. William M. Freeman		
	Rev. Gene Watterson*		

*Citizen Appointee
[UT]—Filling Unexpired Term

APPOINTMENTS

SHARED BY THE SENATE PRESIDENT PRO TEMPORE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

The following appointments to Boards, Commissions and Committees were made during 1987 and 1988 by the Honorable J. J. Harrington, President Pro Tempore of the Senate and by the Honorable Liston B. Ramsey, Speaker of the House of Representatives (confirmed by documents on file in the Legislative Library).

Chapters 109, 868, 1054, and 1068, of the 1987 Session Laws, were enacted in compliance with G.S. 120-121 which outlines the procedure for legislative appointments. Filling vacancies occurring in legislative appointments is addressed in G.S. 120-122.

Appointed Expires

CHEROKEE/EASTERN BAND, NORTH CAROLINA ADVISORY COUNCIL ON

G.S. 143B-411.1 (Term-two years)

(Pro Tem)	Senator Dennis J. Winner	9/16/88	6/30/90
(Speaker)	Rep. Charles M. Beall	7/21/88	6/30/90

GOVERNMENTAL OPERATIONS COMMISSION, JOINT LEGISLATIVE

G.S. 120-74 (Term-two years)

(Pro Tem)	Senator J. Richard Conder	3/13/87	12/31/88
	Senator Harold Hardison		
	Senator Ralph Hunt		
	Senator Helen R. Marvin		
	Senator Aaron Plyler		
	Senator Kenneth C. Royall, Jr.		
	Senator Russell Walker		
	Senator Marvin Ward		
(Speaker)	Rep. Gerald L. Anderson	3/10/87	12/31/88
	Rep. Bobby Etheridge		
	Rep. John Hunt		
	Rep. Bertha Holt		
	Rep. Robert C. Hunter		
	Rep. H. M. Michaux, Jr.		
	Rep. Martin Nesbitt		
	Rep. Edd Nye		
	Rep. Margaret Stamey		
	Rep. William T. Watkins		

(Ex-Officio)

Senate -

President - Co-Chairman (Lt. Governor Robert B. Jordan III)
President Pro Tempore (Senator J. J. Harrington)
Majority Leader (Senator Anthony E. Rand)

House -

Speaker - Co-Chairman (Rep. Liston B. Ramsey)
Speaker Pro Tempore (Rep. John J. Hunt)

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

LEGISLATIVE RESEARCH COMMISSION

G.S. 120-30.11 (Term-December 15, Even-numbered years)

(Pro Tem)	Senator J. J. Harrington (Co-Ch)	9/4/87	12/15/88
	Senator Henson Barnes		
	Senator A. D. Guy		
	Senator R. L. Martin		
	Senator James F. Richardson		
(Speaker)	Senator Lura Tally		
	Rep. Liston Ramsey (Co-Ch)	8/27/87	12/15/88
	Rep. Bruce Ethridge		
	Rep. John T. Church		
	Rep. Aaron Fussell		
	Rep. Vernon G. James		
	Rep. Josephus Mavretic		

LEGISLATIVE SERVICES COMMISSION

G.S. 120-31 (Term-coincides with legislative term)

(Pro Tem)	Senator J. J. Harrington (Co-Ch)	3/19/87	1/10/89
	Senator Richard Conder		
	Senator Ollie Harris		
	Senator David Parnell		
	Senator Aaron Plyler		
	Senator Kenneth C. Royall, Jr.		
(Speaker)	Senator Robert Swain		
	Rep. Liston Ramsey (Co-Ch)	3/23/87	
	Rep. Daniel T. Blue, Jr.		
	Rep. Ruth Easterling		
	Rep. Foyle Hightower, Jr.		
	Rep. John Hunt		
	Rep. Daniel T. Lilley		
	Rep. William T. Watkins		

MANUFACTURED HOUSING BOARD, NORTH CAROLINA

G.S. 143-143.10 (Term-three years)

(Pro Tem)	Ms. Becky G. Dobbins*	10/1/86	9/30/89
	Mr. Clyde Lawson*		
(Speaker)	Mr. Ken Johnson*	8/21/87	9/30/88
	(reappointed)	10/1/88	9/30/91
	Mr. G. Stanton Taylor*	8/21/87	9/30/88
	(reappointed)	10/1/88	9/30/91

PRIVATE PROTECTIVE SERVICES BOARD

G.S. 74C-4(b) (Term-three years)

(Pro Tem)	Hon. James H. Edwards*	7/1/88	6/30/90
(Speaker's appointments listed with Lieutenant Governor's)			

SALARIES STUDY COMMISSION, LEGISLATIVE/EXECUTIVE

Ch. 873, 1987 S.L. (H.B. 1, Sec. 11.1) (Report on or before 6/1/88)

(Pro Tem)	Senator Kenneth C. Royall, Jr. (Co-Ch)	10/6/87	
	Senator Marc Basnight		
	Senator James C. Johnson, Jr.		
	Mr. Emmett W. Burden*		
	Mr. Melvin H. Hearn*		
	Mr. John T. Henley*		

*Citizen Appointee
[UT]—Filling Unexpired Term

*Appointed**Expires*

**SALARIES STUDY COMMISSION,
LEGISLATIVE/EXECUTIVE (continued)**

(Speaker)	Rep. Gordon H. Greenwood (Co-Ch)	9/15/87
	Rep. Robert Brawley	
	Rep. John C. Hasty	
	Mr. Allen Adams*	
	Mr. Sam Beam*	
	Mr. John A. Williams*	

LEGISLATIVE RESEARCH COMMISSION AUTHORIZED STUDIES

AIDS/Acquired Immune Deficiency Syndrome

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator Helen R. Marvin (Co-Ch)	10/19/87
	Senator Ollie Harris	
	Senator Wm N. Martin	
	Dr. Harry G. Adams*	
	Dr. Mahan Siler*	
(Speaker)	Rep. Sidney Locks (Co-Ch)	10/7/87
	Rep. Howard C. Barnhill	
	Rep. Walter B. Jones, Jr.	
	Rep. Coy C. Privette	
	Rep. Sharon Thompson	
(LRC Coordinator)	Senator James F. Richardson	

Animal Welfare Act

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator George B. Daniel (Co-Ch)	10/19/87
	Senator Austin Allran	
	Senator Charles W. Hipps	
	Mr. Richard G. Robb*	
	Ms. Brenda Satterwhite*	
(Speaker)	Rep. John B. McLaughlin (Co-Ch)	10/7/87
	Rep. Anne C. Barnes	
	Rep. John Kerr III	
	Rep. Margaret Stamey	
	Rep. Wade F. Wilmoth	
(LRC Coordinator)	Senator R. L. Martin	

Aquarium Fees Study

Ch. 1093, 1987 S.L. (H.B. 2656)

(Pro Tem)	Senator Marc Basnight (Co-Ch.)	8/22/88
	Senator William Barker	
	Senator Franklin Block	
	Senator George B. Daniel	
	Senator Wm N. Martin	
(Speaker)	Rep. Harry Payne (Co-Ch.)	8/16/88
	Rep. David W. Bumgardner	
	Rep. J. W. Crawford	
	Rep. Sam Hunt	
	Rep. Wade F. Wilmoth	
(LRC Coordinator)	Rep. Josephus Mavretic	

*Citizen Appointee

[UT]—Filling Unexpired Term

		<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission			
Attorney General's Staff			
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)			
(Pro Tem)	Senator Helen R. Marvin (Co-Ch)	10/19/87	
	Senator James C. Johnson		
	Senator David R. Parnell		
	Mr. Charles H. Edwards*		
	Mr. Marvin Speight*		
(Speaker)	Rep. Gerald L. Anderson (Co-Ch)	10/7/87	
	Rep. George W. Brannan		
	Rep. John T. Church		
	Rep. Mary Jarrell		
	[Rep. Roy Cooper UT]	11/10/87	
	Rep. H. M. Michaux, Jr.		
(LRC Coordinator)	Rep. Aaron Fussell		
Automobile Insurance Study			
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)			
(Pro Tem)	Senator David Parnell (Co-Ch)	10/19/87	
	Senator Joseph E. Johnson		
	Senator R. L. Martin		
	Senator Robert V. Somers		
	Mr. Charles A. Paxton*		
(Speaker)	Rep. R. D. Beard (Co-Ch)	10/7/87	
	Rep. Gerald L. Anderson		
	Rep. John C. Hasty		
	Rep. Foyle Hightower, Jr.		
	Rep. Harry Payne, Jr.		
(LRC Coordinator)	Rep. Vernon James		
Campaign and Election Procedures			
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)			
(Pro Tem)	Senator Russell Walker (Co-Ch)	10/19/87	
	Senator James E. Ezzell		
	Senator R. Martin		
	Mr. Elton Edwards*		
	Mr. Russell Kirby*		
(Speaker)	Rep. Donald M. Dawkins (Co-Ch)	10/7/87	
	Rep. Charles M. Beall		
	Rep. George W. Brannan		
	Rep. N. J. Crawford		
	Rep. Jeff H. Enloe, Jr.		
(LRC Coordinator)	Senator Henson Barnes		
Coastal Water Quality			
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)			
(Pro Tem)	Senator Marc Basnight (Co-Ch)	10/19/87	
	Senator Franklin Block		
	Senator Kenneth C. Royall, Jr.		
	Mr. Alfred W. Anderson*		
	Mr. James Fulghum*		

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Coastal Water Quality (continued)		
(Speaker)	Rep. Fred Bowman (Co-Ch)	10/7/87
	Rep. Gerald L. Anderson	
	Rep. Howard Chapin	
	Rep. Margaret Stamey	
	Rep. R. M. Thompson, Sr.	
(LRC Coordinator)	Rep. Bruce Ethridge	
Economic Development and Recruiting		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator J. K. Sherron (Co-Ch)	10/19/87
	Senator William D. Goldston	10/19/87
	Senator James D. Speed	10/19/87
	Senator Thomas F. Taft	11/9/87
	Dr. Melvin Broadnax*	10/19/87
	Dr. Walton Jones*	10/19/87
(Speaker)	Rep. Foyle Hightower, Jr. (Co-Ch)	10/7/87
	Rep. Ray C. Fletcher	
	Rep. Annie B. Kennedy	
	Rep. Albert S. Lineberry, Sr.	
	Rep. Robert L. McLaughlin	
	Mr. Reid Hooper*	
(LRC Coordinator)	Senator A. D. Guy	
Educational Equity Study Commission, North Carolina		
(Ch. 1100, 1987 S.L.) (S.B. 1692) (Terminates upon final report)		
(Pro Tem)	(No Action Taken by LRC)	
(Speaker)		
Emergency Care Volunteers Network		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator J. K. Sherron (Co-Ch)	10/19/87
	Senator Howard F. Bryan	
	Senator James E. Ezzell	
	Dr. Melvin Broadnax*	
	Mr. Billy Smithwick*	
(Speaker)	Rep. David W. Bumgardner (Co-Ch)	10/7/87
	Rep. R. D. Beard	
	Rep. Daniel DeVane	
	Rep. Herman C. Gist	
	Rep. R. M. Thompson, Sr.	
(LRC Coordinator)	Senator James Richardson	
Emergency Evacuations Forced by a Hurricane		
Ch. 1100, 1987 S.L. (S.B. 1851)		
(Pro Tem)	see Ferries/Oregon Inlet	
(Speaker)		

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[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Farm Issues and Migrant Housing		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Aaron Plyler (Co-Ch) Senator Harold Hardison Senator Ralph Hunt Senator James D. Speed Mr. Jasper Ormond* Mr. Norwood Whitley*	10/19/87
(Speaker)	Rep. Ray C. Fletcher (Co-Ch) Rep. Charles M. Beall Rep. Sidney Locks Rep. Wendell Murphy Rep. John Tart Rep. R. M. Thompson, Sr.	10/7/87
(LRC Coordinator)	Rep. Vernon James	
Ferries/Oregon Inlet, Hurricane Evacuation		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Marc Basnight (Co-Ch) Senator Franklin Block Senator A. D. Guy Senator R. L. Martin Mr. Lockwood Phillips*	10/19/87
(Speaker)	Rep. J. Paul Tyndall (Co-Ch) Rep. Brewster Brown Rep. Howard Chapin Rep. Gene Rogers Rep. R. M. Thompson, Sr.	10/7/87
(LRC Coordinator)	Rep. Vernon James	
Furnishing and Decorating Legislative Complex/ LRC-Advisory Committee		
Legislative Services Commission 11/18/87		
(Pro Tem)	Senator Russell Walker (Co-Ch) Mr. Emmett Burden* Mrs. Sara Hodgkins* Mrs. Jeanne Rauch* Dr. Richard Schneiderman*	12/9/87
(Speaker)	Rep. Margaret Stamey (Co-Ch) Mrs. Grace A. Collins Mrs. Ruby Hunt* Mrs. Margaret Tennille* Mrs. Cliffonia Wimberley*	12/3/87
		1/1/89
Gerontology		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Wm N. Martin (Co-Ch) Senator James McDuffie Senator Marvin Ward Ms. Helene M. Newsome* Mrs. Jack Robertson*	10/19/87

*Citizen Appointee

[UT]—Filling Unexpired Term

*Appointed**Expires***STUDIES—of Legislative Research Commission****Gerontology (continued)**

(Speaker)	Rep. Betty Wiser (Co-Ch)	10/7/87
	Rep. Edd Nye	
	Rep. J. Paul Tyndall	
	Rep. Alex Warner	
	Rep. Barney Paul Woodard	
(LRC Coordinator)	Senator James Richardson	

Growth Trends Development Issues Legislative Commission

Ch. 1100, 1987 S.L., (S.B. 257, Sec. 1.2)

(Pro Tem)	Senator William Staton (Co-Ch.)	9/2/88
	Senator Franklin Block	
	Senator A. P. Sands III	
	Hon. Jonathan Howes*	
	Mr. Graham Pervier*	

(Speaker) (Not Appointed at Time of Printing)

(LRC Coordinator) Senator A. D. Guy

Guardian Ad Litem Program Costs

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 1.4)

(Pro Tem) Transferred to **Governmental Operations Commission**

(Speaker)

Historic Preservation

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator Russell Walker (Co-Ch)	10/19/87
	Senator Mary Seymour	
	Senator William Staton	
	Mr. Bob F. Hill*	

(Speaker)	Rep. John C. Hasty (Co-Ch)	10/7/87
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Rep. Marie Colton
Rep. Joe H. Hege, Jr.
Rep. Beverly M. Perdue
Rep. Gene Rogers

(LRC Coordinator) Rep. John Church

Housing and Housing Discrimination

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator William Goldston (Co-Ch)	10/19/87
	Senator Laurence A. Cobb	
	Senator Ralph Hunt	
	Senator Mary Seymour	
	Mrs. Eva M. Clayton*	

(Speaker)	Rep. Anne C. Barnes (Co-Ch)	10/7/87
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Rep. W. Pete Cunningham
Rep. Milton F. Fitch
Rep. John Tart
Rep. Betty Wiser

(LRC Coordinator) Rep. John Church

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed *Expires*

STUDIES—of Legislative Research Commission

Hunter Safety and Wildlife

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem) Senator William Barker (Co-Ch) 10/19/87

Senator George B. Daniel

Senator J. K. Sherron, Jr.

Mr. Thomas W. Ellis, Jr.*

Mr. Lawrence Wofford*

(Speaker) Rep. J. Paul Tyndall (Co-Ch) 10/7/87

Rep. George W. Brannan

Rep. John W. Brown

Rep. Foyle Hightower, Jr.

Rep. John Tart

(LRC Coordinator) Senator R. L. Martin

Hurricane Study--see Emergency Evacuations

International Trade

Ch. 1100, 1987 S.L. (H.B. 2640, Sec. 11) (Terminates upon final report)

(Pro Tem) see State Ports Authority

(Speaker)

Interstate Banking

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem) Senator A. D. Guy (Co-Ch) 10/19/87

Senator Harold Hardison

Senator R. C. Soles, Jr.

Mr. Overton Suiter*

Mr. Curtis M. Thompson*

(Speaker) Rep. David Diamont (Co-Ch) 10/7/87

Rep. Ruth Easterling

Rep. Ray C. Fletcher

Rep. John Kerr III

Rep. Edward N. Warren

(LRC Coordinator) Senator A. D. Guy

Leaking Underground Storage Tanks

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem) Senator Kenneth C. Royall, Jr. (Co-Ch) 10/19/87

Senator J. J. Harrington

Senator Aaron Plyler

Senator Paul S. Smith

Mr. James B. Garrison*

(Speaker) Rep. Dennis Wicker (Co-Ch) 10/7/87

Rep. J. Fred Bowman

Rep. Roy Cooper III

Rep. William M. Freeman

Rep. Wade F. Wilmoth

(LRC Coordinator) Senator Lura Tally

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Long-Term Care Ombudsman		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Ollie Harris (Co-Ch)	10/19/87
	Senator Donald Kincaid	
	Senator Helen R. Marvin	
	Ms. Louisa Cox*	
	Mr. John H. Liverman, Jr. *	
	Ms. Sue B. Payne*	
(Speaker)	Rep. Ruth Easterling (Co-Ch)	10/7/87
	Rep. Logan Burke	
	Rep. Joseph B. Raynor	
	Rep. Dennis Wicker	
	Rep. Betty Wiser	
	Mr. Sam Beam*	
(LRC Coordinator)	Senator James Richardson	
Low-Level Radioactive Waste Management		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Lura Tally (Co-Ch)	10/19/87
	Senator Charles W. Hipps	
	Senator Joseph E. Johnson	
	Senator Paul S. Smith	
	Mr. Durwood Laughinghouse*	
(Speaker)	Rep. Daniel DeVane (Co-Ch)	10/7/87
	Rep. Bruce Ethridge	
	Rep. Joesph Hackney	
	Rep. Judy Hunt	
	Rep. Alex Warner	
(LRC Coordinator)	Senator Lura Tally	
Migrant Housing, Consolidation of Regulation of		
Ch. 1100, 1987 S.L. (S.B. 257, Sec. 1.3)		
(Pro Tem)	see Farm Issues	
(Speaker)		
Military Justice Code Uniform for National Guard		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator James F. Richardson (Co-Ch)	10/19/87
	Senator James C. Johnson	
	Senator Anthony E. Rand	
	Senator William Staton	
	Senator Dennis Winner	
(Speaker)	Rep. Joseph Raynor (Co-Ch)	10/7/87
	Rep. William G. Alexander	
	Rep. Daniel T. Lilley	
	Rep. Coy C. Privette	
	Rep. Wade F. Wilmoth	
(LRC Coordinator)	Senator Henson Barnes	

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Modern Family		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Helen R. Marvin (Co-Ch)	10/19/87
	Senator A. P. Sands III	
	Senator Thomas F. Taft	
	Mr. Charles H. Edwards*	
	Dr. David Hammond*	
	Dr. Robert L. Newton*,	
(Speaker)	Rep. Annie B. Kennedy (Co-Ch)	10/7/87
	Rep. William G. Alexander	
	Rep. W. Pete Cunningham	
	Rep. David Diamont	
	Rep. Beverly M. Perdue	
	Rep. Betty Wiser	
(LRC Coordinator)	Rep. Aaron Fussell	
Open Beer Containers in Motor Vehicles		
Ch. 1100, 1987 S.L. (S.B. 257, Sec. 1.1--see H.B. 734)		
(Pro Tem)	(No Action Taken by LRC)	
(Speaker)		
Parental Leave		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Wanda Hunt (Co-Ch)	10/19/87
	Senator Thomas F. Taft	
	[Senator R. L. Martin UT]	2/9/88
	Senator Lura Tally	
	Senator Marvin Ward	
	Mrs. Arlene Ferren*	
	Ms. Ann I. Kirk*	
(Speaker)	Rep. Annie B. Kennedy (Co-Ch)	10/7/87
	Rep. James M. Craven	10/26/87
	Rep. Daniel DeVane	10/7/87
	Rep. Herman C. Gist	10/7/87
	Rep. Walter B. Jones, Jr.	10/7/87
	Rep. Alex Warner	10/7/87
(LRC Coordinator)	Rep. Aaron Fussell	
Pest Control		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator James D. Speed (Co-Ch)	10/19/87
	Senator R. L. Martin	
	Senator R. P. Thomas	
	Mr. Allen Spalt*	
	Mr. J. L. Parker, Jr.*	
(Speaker)	Rep. Bertha Holt (Co-Ch)	10/7/87
	Rep. Edward C. Bowen	
	Rep. George W. Brannan	
	Rep. Herman C. Gist	
	Rep. Joseph B. Raynor, Jr.	
(LRC Coordinator)	Senator R. L. Martin	

*Citizen Appointee

[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Revenue Laws and Corporate Income Taxation		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem) Senator A. D. Guy (Co-Ch)	10/19/87	
Senator Paul S. Smith		
Senator R. P. Thomas		
Senator Dennis Winner		
Mr. Bryan H. Ives III*		
Mr. Earle H. Ward*		
(Speaker) Rep. Daniel T. Lilley (Co-Ch)	10/7/87	
Rep. Edward C. Bowen		
Rep. Mary Jarrell		
Rep. Ivan C. Mothershead		
Rep. Wendell H. Murphy		
Mr. Dwight Quinn*		
(LRC Coordinator) Rep. Josephus Mavretic		
Safe Roads Act Modifications		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
Ch. 1100, 1987 S.L. (S.B. 257, Sec. 1.1)		
(Pro Tem) Senator Ollie Harris (Co-Ch)	10/19/87	
Senator Henson Barnes		
Senator Richard Conder		
Senator J. J. Harrington		
Senator R. C. Soles, Jr.		
Senator Robert Swain		
(Speaker) Rep. Dennis Wicker (Co-Ch)	10/7/87	
Rep. Herman C. Gist		
Rep. Joseph Hackney		
Rep. Thomas Hardaway		
Rep. John B. McLaughlin		
Rep. Harry Payne, Jr.		
(LRC Coordinator) Senator Henson Barnes		
Small Business Contracts Financing		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem) Senator Mary Seymour (Co-Ch)	10/19/87	(Sine die 1989 Session)
Senator Richard Conder		
Senator Joseph E. Johnson		
Senator James F. Richardson		
Senator Daniel R. Simpson		
(Speaker) Rep. Howard C. Barnhill (Co-Ch)	10/7/87	
Rep. J. Fred Bowman		
Rep. A. M. Hall		
Rep. Thomas Hardaway		
Rep. Joseph B. Raynor		
(LRC Coordinator) Rep. John Church		

*Citizen Appointee

[UT]—Filling Unexpired Term

Appointed Expires

STUDIES—of Legislative Research Commission

Solid Waste Management

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator James D. Speed (Co-Ch)	10/19/87
	Senator Laurence A. Cobb	
	Senator Wanda Hunt	
	Senator Wm. N. Martin	
	Mayor Mitchell S. McLean*	
	[Mr. Michael Breener* UT]	1/6/88
	Mr. Frank R. Plummer*	
(Speaker)	Rep. George W. Brannan (Co-Ch)	10/7/87
	Rep. Edward C. Bowen	
	Rep. William M. Freeman	
	Rep. Gordon H. Greenwood	
	Rep. Robert L. McAlister	
	Mr. Rufus Huggins*	
(LRC Coordinator)	Senator Lura Tally	

Sports Laws

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Henson Barnes (Co-Ch)	10/19/87
	Senator George B. Daniel	
	Senator A. P. Sands III	
	Senator Mary Seymour	
	Senator Robert G. Shaw	
(Speaker)	Rep. George W. Miller, Jr. (Co-Ch)	10/7/87
	Rep. Roy Cooper III	
	Rep. David Diamont	
	Rep. Joseph Hackney	
	Rep. Lois S. Walker	
(LRC Coordinator)	Senator Henson Barnes	

State Government Publications

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator R. L. Martin (Co-Ch)	10/15/87
	Senator James D. McDuffie	
	Senator Robert Warren	
	Dr. Delmar Blinson*	
	Mr. L.M. Brinkley*	
(Speaker)	Rep. Sam Hunt (Co-Ch)	10/7/87
	Rep. William G. Alexander	
	Rep. John Kerr III	
	Rep. Joseph Raynor	
	Rep. Betty Wiser	
(LRC Coordinator)	Rep. Josephus Mavretic	

State Personnel Issues

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Wanda Hunt (Co-Ch)	10/19/87
	Senator Helen R. Marvin	
	Senator Kenneth C. Royall, Jr.	
	Senator J. K. Sherron	
	Senator William Staton	

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[UT]—Filling Unexpired Term

*Appointed**Expires***STUDIES—of Legislative Research Commission****State Personnel Issues (continued)**

(Speaker)	Rep. Margaret Stamey (Co-Ch)	10/7/87
	Rep. J. Fred Bowman	
	Rep. W. Pete Cunningham	
	Rep. Ann Q. Duncan	
	Rep. John Tart	
(LRC Coordinator)	Rep. Aaron Fussell	

State Ports Authority and International Trade

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 1)

(Terminates upon final report on or before 1/10/89)

(Pro Tem)	Senator William Barker (Co-Ch.)	8/22/88
	Senator Franklin Block (Co-Ch.)	
	Senator Ted Kaplan	
	Senator R. L. Martin	
	Senator J. K. Sherron	
(Speaker)	Rep. A. M. Hall (Co-Ch.)	8/16/88
	Rep. Marie Colton	
	Rep. Bruce Ethridge	
	Rep. Albert S. Lineberry, Sr.	
	Rep. H. M. Michaux, Jr.	
(LRC Coordinator)	Rep. Josephus Mavretic	

Superior Court Judges Election and Terms

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator Dennis Winner (Co-Ch)	10/19/87
	Senator Wm N. Martin	
	Senator A. P. Sands III	
	Senator Robert Swain	
	Judge Robert M. Burroughs*	
(Speaker)	Rep. Daniel T. Blue, Jr. (Co-Ch)	10/7/87
	Rep. H. M. Michaux, Jr.	
	Rep. Martin Nesbitt	
	Rep. Dennis Wicker	
	Rep. Richard Wright	
(LRC Coordinator)	Senator Henson Barnes	

Temporary Study Committee Provisions

Ch. 1100, 1987 S.L. (S.B. 257, Sec. 8.1)

Tourism's Growth and Effect

Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)

(Pro Tem)	Senator Franklin Block (Co-Ch)	10/19/87
	Senator William Barker	
	Senator Marc Basnight	
	Senator Wanda Hunt	
	Mr. Hubert Terry*	
	Mr. Tony Seamon*	
(Speaker)	Rep. Edward C. Warren (Co-Ch)	10/7/87
	Rep. N. J. Crawford	
	Rep. Beverly M. Perdue	
	Rep. Raymond Warren	
	Rep. Wade F. Wilmoth	
	Mr. Allen C. Barbee*	
(LRC Coordinator)	Senator A. D. Guy	

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[UT]—Filling Unexpired Term

	<i>Appointed</i>	<i>Expires</i>
STUDIES—of Legislative Research Commission		
Unruly Students		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Robert Warren (Co-Ch)	10/19/87
	Senator Charles W. Hipps	
	Senator Donald Kincaid	
	Ms. Kathryn Lewis*	
	Mr. Ray V. Spain*	
(Speaker)	Rep. Jo Graham Foster (Co-Ch)	10/7/87
	Rep. Robert C. Brawley	
	Rep. Logan Burke	
	Rep. Howard Chapin	
	Rep. Aaron Fussell	
(LRC Coordinator)	Rep. Joe Mavretic	
Water Supply-Septic Tank Systems Development Control		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator William Barker (Co-Ch)	10/19/87
	Senator George B. Daniel	
	Mr. James R. Baluss*	
	Mr. L. M. Brinkley*	
	Mr. LeRoy Smith*	
(Speaker)	Rep. David Redwine (Co-Ch)	10/7/87
	Rep. George W. Brannan	
	Rep. Harold J. Brubaker	
	Rep. Joseph Hackney	
	Rep. Wendell Murphy	
(LRC Coordinator)	Rep. Bruce Ethridge	
Watershed Protection		
Ch. 873, 1987 S.L. (H.B. 1, Sec. 2.1)		
(Pro Tem)	Senator Kenneth C. Royall, Jr. (Co-Ch)	10/19/87
	Senator Ralph Hunt	
	Mr. Dempsey E. Benton, Jr.*	
	Mr. Don Cordell*	
	Ms. Barrie Wallace*	
(Speaker)	Rep. Aaron Fussell (Co-Ch)	10/7/87
	Rep. W. Pete Cunningham	
	Rep. C. R. Edwards	
	Rep. Joseph Hackney	
	Rep. Thomas Hardaway	
(LRC Coordinator)	Rep. Bruce Ethridge	

*Citizen Appointee

[UT]—Filling Unexpired Term

NATIONAL CONFERENCE OF STATE LEGISLATURES STANDING COMMITTEES

(Term coincides with Legislative term)

President Pro Tempore

Speaker

ASSEMBLY ON THE LEGISLATURE

Arts, Tourism and Cultural Resources

Senator Helen R. Marvin

Rep. Casper Holroyd

Children, Families and Social Services

Senator J. Richard Conder

Rep. Ruth Easterling

Criminal Justice

Senator Robert S. Swain

Rep. Don Dawkins

Economic Development

Senator J. Richard Conder

Rep. Al Lineberry, Sr.

Fiscal Affairs and Oversight

Senator Aaron W. Plyler, Sr.

Rep. William T. Watkins
Rep. Bob Etheridge

Legislative Organization and Management

Senator Wanda Hunt

Mrs. Grace Collins

Science, Technology and Resource Planning

Senator Lura Tally

Rep. Harry Payne

State Government Issues and Organization

Senator A. D. Guy

Rep. Dan Lilley

Task Force on Education

Senator Thomas F. Taft

Rep. Aaron Fussell

STATE FEDERAL ASSEMBLY

Agriculture, Food Policy and Rural Development

Senator James D. Speed

Rep. Gerald Anderson

Commerce, Labor and Regulation

Senator Harold W. Hardison

Rep. Ray Fletcher
Rep. Charles Beall (Alternate)

Education

Senator Marvin Ward

Rep. Ed Warren

Energy

Senator R. L. Martin (2/7/88)

Rep. J.W. Crawford (2/2/88)

Environment

Senator Dennis J. Winner (2/7/88)

Rep. Bruce Ethridge (2/2/88)

*President Pro Tempore**Speaker***Environment, Natural Resources & Energy**

Senator Marc Basnight (2/19/87) Rep. Bruce Ethridge (2/18/87)
Senator Franklin L. Block (Alternate)(2/19/87)

Federal Budget and Taxation

Senator R. L. Martin Rep. George Miller

Governmental Operations

Senator David R. Parnell Rep. Martin Nesbitt
Senator J. K. Sherron, Jr. (Alternate)

Subcommittee on Pensions

Senator Ralph A. Hunt Rep. Joe Mavretic

Health and Human Services

Senator Russell Walker Rep. Barney P. Woodar
Senator James F. Richardson (Alternate)

Subcommittee on Health

Senator Ollie Harris

International Trade

Senator Marshall A. Rauch Rep. Marie Colton

Subcommittee on Latin America

Senator Thomas F. Taft Rep. Sam Hunt III

Subcommittee on Pacific Rim

Senator Ted Kaplan Rep. J. W. Crawford

Law and Justice

Senator Anthony E. Rand Rep. Dan Blue, Jr.
Senator A. P. Sands III (Alternate)

Transportation and Communications

Senator Wm. D. Goldston, Jr. Rep. David Bumgardner, Jr.

Subcommittee on Communications

Senator Mary P. Seymour

**SOUTHERN LEGISLATIVE CONFERENCE
OF
THE COUNCIL OF STATE GOVERNMENTS**

*President Pro Tempore**Speaker***Executive Committee**

Senator J.J. Harrington
Senator Kenneth C. Royall, Jr.
(former Conference Chairman)
Senator Anthony E. Rand (Alternate)
Senator J. Richard Conder (Alternate)—1/1/88

Liston B. Ramsey
Rep. Bob Hunter (Alternate)

Agriculture and Rural Development Committee

Senator James D. Speed
Senator R. L. Martin
Senator Thomas F. Taft (Alternate)
Senator Robert Warren (Alternate)

Rep. Vernon James

Economic Development, Commerce and Trade Committee

Senator Harold W. Hardison
Senator William W. Staton
Senator Ted Kaplan (Alternate)
Senator William N. Martin (Alternate)

Rep. Al Lineberry, Sr.

Education Committee—1/1/88

Senator Marvin Ward
Senator Robert D. Warren
Senator R. L. Martin (Alternate)
Senator Wanda H. Hunt (Alternate)

Rep. Aaron Fussell—10/1/87
Rep. Ed Warren—10/1/87

Energy Committee

Senator A. D. Guy
Senator Joseph E. Johnson
Senator Franklin L. Block (Alternate)
Senator George B. Daniel (Alternate)

Rep. Jack Hunt

Environment Quality and Natural Resources Committee

Senator David R. Parnell
Senator Dennis Winner
Senator R. C. Soles, Jr. (Alternate)
Senator Charles W. Hipps (Alternate)

Rep. Joe Hackney

Fiscal Affairs and Government Operations Committee

Senator Aaron W. Plyler, Sr.
Senator Anthony E. Rand
Senator J. Richard Conder—1/1/88
Senator Kenneth C. Royall, Jr.
Senator Marvin Ward (Alternate)
Senator Mary P. Seymour (Alternate)
Senator R. P. Thomas (Alternate)

Rep. William T. Watkins
Rep. Bob Etheridge
Rep. Martin Nesbitt

*President Pro Tempore**Speaker***Human Resources Committee**

Senator Russell Walker

Senator Ollie Harris

Senator Paul Smith (Alternate)

Senator James F. Richardson (Alternate)

Rep. C. R. Edwards

Justice, Public Safety and Consumer Affairs Committee

Senator Helen R. Marvin

Senator Ralph A. Hunt

Senator Laurence A. Cobb (Alternate)

Senator Alexander P. Sands III (Alternate)

Rep. Bob Hunter

State/Federal Affairs Committee

Senator J. Richard Conder

Senator Henson Barnes—1/1/88

Senator Wanda H. Hunt

Senator J. K. Sherron, Jr. (Alternate)

Senator James E. Ezzell, Jr. (Alternate)

Rep. Bertha Holt

Suggested State Legislation Committee SLC/CSG

Senator Lura Tally

Senator Robert S. Swain

(not appointed at time of
printing)**Transportation Committee**

Senator William D. Goldston, Jr.

Senator Marc Basnight

Senator William H. Barker (Alternate)

Senator Henson Barnes (Alternate)

Rep. John T. Church

SENATE STAFF

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Lieutenant Governor

Legal Counsel

Executive Assistant

Special Assistant

Director of Communications

Administrative Assistants

Policy

Constituent Communications

Constituent Affairs

Office Manager

Staff Assistants

North Carolina Commission on
Jobs and Economic Growth

Executive Director

Administrative Assistant

Robert B. Jordan III

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Ed Turlington

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Brenda Summers

Laura C. Bingham

Ellen Stainback

Wayne Lofton

Joan Ramsey Hardison

Evelyn R. Saunders

Phyllis Tillery

Leigh Wilson

Judy Britt

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President Pro Tempore

Administrative Assistant

J. J. Harrington

Joan R. Leatherman

OFFICE OF THE PRINCIPAL CLERK

Principal Clerk

Administrative Assistant

Calendar Clerk

Assistant Calendar Clerks

Journal Clerk

Assistant Journal Clerks

Sylvia Morris Fink

Barbara R. Richardson

Emma E. "Bill" Farrow

Emily P. Bond

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Patricia Pleasants

June Berkeley Simpkins

Sharon M. Barrell

Mark Black

"Marge" Hissett

Linda Stephenson

Susan P. Thompson

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LeRoy Clark

OFFICE OF THE SERGEANT-AT-ARMS

Sergeant-at-Arms

Deputy Sergeant-at-Arms

Assistants

Gerda Pleasants

Royster Baker

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Cecil Goins

Jimmy Hight

Stephen Hines

Rob Lennon

"Chip" Martin

"Becky" Misner

Jack Mueller

Hubert Poole

Ripley Rand

Jesse Rice

Sherri Westbrook

SECRETARIES/COMMITTEE CLERKS

RESIGNATION OF SENATE SUPERVISOR OF CLERKS

334 Woodland Avenue
Wake Forest, North Carolina
February 17, 1988

The Honorable Robert B. Jordan, Jr.
Lieutenant Governor of North Carolina
Legislative Office Building
Raleigh, North Carolina 27611

Dear Governor Jordan:

It is with regret that I must advise you that I will not be able to return to my position as Supervisor of Senate Committee Clerks after being on leave of absence since December. I would like my resignation to be effective March 1, 1988, or at the earliest convenient date for you. Until that time, I will be available to prepare the office for my successor and to help with any necessary training.

Thank you very much for the opportunity to serve you and the Senate in this capacity over the past year.

With very best wishes.

Sincerely,
S/Jean F. Thompson
Supervisor of Clerks, Senate

APPOINTMENT OF SENATE SUPERVISOR OF CLERKS

OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF NORTH CAROLINA
RALEIGH 27611

March 1, 1988

Mrs. Janet Pruitt
Senate Supervisor of Committee Clerks
Room 2125
Legislative Building
Raleigh, North Carolina 27611

Dear Janet:

I am pleased that you have agreed to serve as Senate Committee Clerk Supervisor. Your experience and dedication will prove to be invaluable to the task at hand.

With warm personal regards,

Sincerely,
S/Bob Jordan
Lieutenant Governor

SUPERVISOR

Janet Pruitt

<i>Name</i>	<i>Senator</i>	<i>Clerk of Committee</i>
Adams, Korney	Warren	Education
Allen, Doris	Parnell	Insurance
Altman, Connie	Winner	Environment
Andrews, Dorothy	Block	
Avent, Irma	Richardson	Veterans Affairs and Senior Citizens
Bagley, Jane (Dee)	Allran	
Baker, Mary Lou	Ezzell	Local Government and Regional Affairs I
Ball, Linda	Daniel	
Barnes, Sybil	Kaplan	Election Laws
Batchelor, Jerry	Staton	Economic Growth
Blankenship, Becky	Shaw	
Bullard, Bernice	Harris	Human Resources
Chambers, Kelly		
Cooper, Hazel	Thomas	Appropriations/General Government
Critcher, Blanche	Hunt of Moore	Local Government and Regional Affairs II
Dawson, Gwen		
Dorsey, Mable		Committee Clerk's Office
Drew, Frances	Speed	Agriculture
Durham, Margaret	McDuffie	
Floyd, Sue	Rauch	Finance
Galloway, Dena		

SECRETARIES (continued)

<i>Name</i>	<i>Senator</i>	<i>Clerk of Committee</i>
Gooden, Carolyn	Swain	Judiciary III
Griffin, Anne	Smith	
Halifax, Peggy		Committee Clerk's Office
Hogan, Peggy Ann	Sands	
Holbrook, Dorothy		Committee Clerk's Office
House, Pat	Ward	Appropriations/Education
Jacobi, Marianne	Tally	Natural and Economic Resources and Wildlife Commerce
Johns, Ellen	Hardison	
Jordan, Martha	Simpson	
King, Lynda	Martin of Pitt	Manufacturing and Labor
Lambert, Ann	Rand	Base Budget/Majority Leader
Leatherman, Joan	Harrington	Rules and Operation of the Senate
		President Pro Tempore
Mercer, Jean	Ezzell	Local Government and Regional Affairs I
Misner, Pat	Plyler	Appropriations
Murphy, Sarah	Conder	Children and Youth Board of Community Colleges
		Transportation
Myers, Elaine	Goldston	
Newman, Jane	Bryan	
Newsome, Loraine		Committee Clerk's Office
Paschal, Marguerite	Basnight	Appropriations/Natural and Economic Resources
		Pensions and Retirement
Poole, Shannon	Hunt of Durham	
Porter, Phyllis	Kincaid	
Provost, Charlotte	Barker	
Puryear, Janet	Soles	Judiciary IV
Puryear, Mary		Committee Clerk's Office
Richardson, Pat	Walker	Appropriations/Human Resources
		State Personnel
Scott, Diana	Taft	
Scott, Nancy	Daniel	
Simpkins, Bettie	Barnes	Judiciary I
Snyder, Sandra		Committee Clerk's Office
Spencer, Joan	Royall	Ways and Means
		University Board of Governors
		Deputy President Pro Tempore
Taylor, Eleanor	Sherron	
Tyree, Lois	Cobb	Minority Leader
Tyson, Cindy	Hipps	Constitution
Tyson, Gina		Committee Clerk's Office
Tyson, Mary	Marvin	Appropriations/Justice and Public Safety
Webb, Julie	Martin of Guilford	Higher Education
White, Lidia	Johnson of Wake	Judiciary II
Williams, Carolyn	Guy	State Government
Williams, Penny	Seymour	Alcoholic Beverage Control
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Parking Garage Bonds

H 2427 (Ch. 1048) 114, 136, 167, 172, 184, 186.

Statewide Projects Funds-1

S 1791 (Appr Com) 77.

UNC Capital Improvements Project Authorization

H 2462 (Ch. 1092) 103, 167, 172, 177, 184, 311.

UNC Capital Improvements Project Changes

H 2463 (Ch. 995) 103, 116, 131, 144, 147.

Capital Appreciation Bonds—see Bonds**Celebrations/Festivals—see Celebrations/Festivals****Cerebral Palsy Funds—see Human Resources****Community Service Projects—see Individual County****Council on Aging Funds—see Aged****Council on Women Funds—see Women****Cultural Resource Projects Funds—see Arts****Day Care—see Child Welfare****Developmentally Disabled—see Human Resources****Drama—see Arts****Drugs—see Medicine (Drugs)****Economic Development—see Economic Development****EMT (Emergency Medical Technician)****—see Emergency Services/Personnel****Family Violence—see Married Persons (Domestic Violence)****Farmer's Market—see Agriculture (Farmer's Market)****Festivals—see Celebrations/Festivals****Filmmaking—see Motion Pictures****Fire Department Funds—see Fire Protection; Individual County****Forestry—see Natural and Economic Resources (Forestry)****Foster Care—see Child Welfare****Governor's School—see Education****Handicapped Funds—see Handicapped****Historic Preservation/Properties—see Historic Properties****Hospitals—see Medicine (Hospitals)****Human Services Projects—see Individual County****Insurance—see Insurance****Jockey's Ridge—see Natural and Economic Resources (Parks)****Judges—see Judicial Department****Judicial Department—see Judicial Department****Lake and Dam Funds—see Natural and Economic Resources (Lakes)****Libraries—see Libraries**

APPROPRIATIONS (continued)

- Local Projects—see also under this heading (Budget);
 General Assembly (Senate); Individual County
- Local Government Pooled Project, N.C.
 S 758 (Ch. 976) 95, 100, 116, 135, 146.
- Malpractice—see **Insurance**
- Medical Database Commission, N.C.—see **Public Health**
- Mental Retardation Funds—see **Mental Health; Child Welfare**
- Mission Air Funds—see **Emergency Personnel/Services**
- Missing Children—see **Child Welfare**
- Museum—see **Museum**
- Omnibus Appropriations Bills—see under this heading (Budget)
- Parent-to-Parent Funds—see **Higher Education (UNC-Ch)**
- Parks—see **Natural and Economic Resources (Parks)**
- Ports—see **Commerce**
- Prisons—see **Prisons**
- Public School Funding—see **Education**
- Public Service Projects—see **Individual County**
- Rainy Day Fund—see under this heading (Budget—General Reserve)
- Randleman Lake Project—see **United States Lands**
- Recreation—see **Natural and Economic Resources (Parks and Recreation)**
- Rescue Squad—see **Emergency Services/Personnel**
- Restoration—see **Historic Properties**
- Retarded Adult Care—see **Aged; Mental Health (Adult)**
- Retirement—see **Retirement**
- Rural Economic Development Funds—see **Economic Growth**
- Salary Increase—see **State Personnel**
- Satellite Jail—see **Prisons (Jail)**
- Schools—see **Education; Higher Education**
- Senior Citizens—see **Aged**
- Special Provisions—see under this heading (Budget)
- Spouse Abuse—see **Married Persons**
- Studies—see **Studies**
- Symphony Funds—see **Arts (Music)**
- Technical Institute—see **Higher Education**
- Theater—see **Arts**
- Tourism/Travel—see **Commerce and Business**
- University of North Carolina—see **Higher Education**
- Vocational Education—see **Education**
- YMCA/YWCA—see **Individual County**
- AQUACULTURE—see Natural and Economic Resources**
- AQUARIUM—see also Marine Affairs**
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- AQUATIC WEED CONTROL—see Navigation**
- ARBORETUM** 419.
- ARCHITECTS [G.S. 83A]**
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- ARCHIVES AND HISTORY [G.S. 121]**
- ARMY—see Military**
- ARRESTS—see Criminal Law; Criminal Procedure**
- ARSON—see Fire Protection**
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- ARTS**
 Afro-American Cultural Funds
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ARTS (continued)

Council Funds—see under this heading (Cultural Resource Projects Funds)

Cultural Resource Projects Funds**Cleveland/Lincoln Funds**

S 1733 (Appr Com/see S 1840-Ch. 1094) 61.

Forsyth County Projects Funds

S 1703 (Appr Com/see S 1840-Ch. 1094) 54.

Gaston Funds

S 1764 (Appr Com/see S 1840-Ch. 1094) 64.

Hertford/Halifax Funds

S 1725 (Appr Com/see S 1840-Ch. 1094) 60.

High Point/Greensboro Funds

S 1709 (Appr Com/see S 1840-Ch. 1094) 55.

Johnston/Sampson Funds

S 1785 (Appr Com/see S 1840-Ch. 1094) 66.

New Hanover Projects Funds

S 1845 (Appr Com/see S 1840-Ch. 1094) 94.

Richmond Projects Funds

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Rutherford Funds

S 1719 (Appr Com/see S 1840-Ch. 1094) 60.

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S 1781 (Appr Com/see S 1840-Ch. 1094) 65.

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S 1827 (Appr Com/see S 1840-Ch. 1094) 81.

6th Senate District Funds

S 1821 (Appr Com/see S 1840-Ch. 1094) 80.

16th Senate District Funds

S 1861 (Appr Com/see S 1840-Ch. 1094) 102.

24th Senate District Funds

S 1793 (Appr Com/see S 1840-Ch. 1094) 78.

Wake Funds

S 1738 (Appr Com/see S 1840-Ch. 1094) 62.

Wake/Harnett Funds

S 1848 (Appr Com/see S 1840-Ch. 1094) 94.

Wake/Harnett/Lee Funds

S 1739 (Appr Com/see S 1840-Ch. 1094) 62.

Western Project Funds

S 1747 (Appr Com/see S 1840-Ch. 1094) 62.

Western North Carolina Funds

S 1820 (Appr Com/see S 1840-Ch. 1094) 80.

Dance**North Carolina Dance Theatre Funds**

S 1679 (Appr Com) 41.

Drama**Shakespeare Festival Funds**

S 1653 (Appr Com) 33.

Vagabond School of the Drama, Inc.

and the Flatrock Playhouse, Board of Trustees 443.

Guilford Art Funds

S 1801 (Appr Com/see S 1840-Ch. 1094) 78.

Hiddenite Center, Inc. Funds

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Local Projects Omnibus

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ARTS (continued)**Music****Asheville Chamber Music Funds**

S 1590 (Appr Com/see S 1840-Ch. 1094) 17.

Outdoor Drama—see under this heading (Drama)**Ramesses Exhibit**

S 1570 (Appr Com) 12.

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S 1835 (Appr Com/see S 1840-Ch. 1094) 81.

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189, 190, 193, 196, 205.**ARTWORK CONSIGNMENT [G.S. 25C]****ASBESTOS STUDY COMMISSION, STATE**

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ASHE COUNTY—District 24—Senator William D. Goldston, Jr.

Senator A. P. Sands III

Cultural Programs Funds

S 1793 (Appr Com/see S 1840-Ch. 1094) 78.

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

ASHEVILLE, UNC—see Higher Education (UNC)**ASSAULT—see Criminal Law****ASSESSMENT REPORT—see Licensing Boards; Rules (Senate)****ASSESSOR/APPRaiser—see Local Government; Taxation****ASSESSOR TAX—see Taxation****ASSUMED NAME—see Commerce and Business****ATOMIC ENERGY [G.S. 104E]—see Energy****ATTORNEY GENERAL—see Judicial Department; State Officers****Staff Study**

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ATTORNEYS [G.S. 84]—see also Judicial Department

Disciplinary Hearing/State Bar 424.

AUCTIONEERS [G.S. 85B]**AUDIT—see Local Government (Finance); State Officers****AUDITOR, STATE—see State Officers****AUTISM—see Mental Health****AUTOMOBILE—see Motor Vehicles****AUTOMOBILE INSURANCE—see Insurance**

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AUTOMOBILE, STATE—see State Personnel**AUTOMOBILE, TAG—see Motor Vehicle (License Plate)****AUTOPSY—see Medicine****AVERY COUNTY—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

Cranberry School Renovation Funds

S 1671 (Appr Com/see S 1840-Ch. 1094) 40.

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Old Cranberry High School Funds

S 1666 (Appr Com/see S 1840-Ch. 1094) 40.

Road Assessments

H 2336 (Ch. 1046) 161, 170, 183, 186.

AVIATION—see **Aeronautics**

AXLE, TANDEM—see **Transportation** (Roads and Highways)

—B—

BAIL BOND—see **Criminal Procedure**

BAIL BONDSMEN [G.S. 85C]—see **Criminal Procedure**

BALLOTS—see **Elections**

BANKS [G.S. 53]

Checks Show Account Activation Date

H 1293 (recommit Appr Com) 38, 167, 174.

Commission 419.

Deputy Commissioner Salary

S 1723 (Appr Com) 60.

Enterprise Corporation Amendment Allowed

S 1699 (Res. 42—see S 1857) 45, 89, 604.

Interstate Banking/Texas

S 666 (Ch. 899) 117.

Joint and Trust Account Availability

H 133 (Ch. 1078) 158, 162, 167, 209.

Mortgage Banker/Broker Registration

H 1111 (Ch. 1017) 59, 87, 89, 99, 112, 160.

Regional Reciprocal Banking

S 285 (Ch. 898) 117.

Wake County Tax Collection

H 2245 (Ch. 908) 69, 91, 108, 118.

BAR, STATE—see **Judicial Department**

BARBERS [G.S. 86A]

BARKER, William H. (Bill)—Senator

Carteret, Craven,
Pamlico—3rd District

Adjournment Motion—Second 88.

Committee Assignments

Standing—

Natural and Economic Resources and Wildlife (Vice-Chairman)

Alcoholic Beverage Control—Appropriations—Appropriations on

Natural and Economic Resources—Base Budget—Commerce—

Environment—Judiciary II—Pensions and Retirement—

Transportation

Votes Recorded—

H 331 155.

H 2659 190.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1558, 1591, 1592, 1593, 1644,
1667, 1753, 1805, 1818, 1823, 1839.

Co-Sponsor 1580, 1594, 1596, 1642, 1646, 1710.

BARNES, Henson P.—Senator

Greene, Wayne—8th District

Committee Assignments

Standing—

Judiciary I (Chairman)

Children and Youth (Vice-Chairman)

Agriculture—Appropriations—Appropriations on Natural and

Economic Resources—Base Budget—Constitution—Rules and

Operation of the Senate—State Personnel—Transportation—

Veterans Affairs and Senior Citizens

Conference—

H 274 188, 189.

H 2489 321, 324.

S 1676 320, 325.

BARNES, Henson P.—Senator (continued)

Committee Assignments (continued)

Select—

University Board of Governors

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1649, 1748, 1771, 1829, 1830, 1831.

Co-Sponsor 1594, 1710.

BASNIGHT, Marc—Senator

Beaufort (part), Bertie (part), Camden,
Chowan, Currituck, Dare, Gates (part),
Hyde, Pasquotank, Perquimans, Tyrrell,
Washington—1st District

Adjournment Motion—Second 28.

Committee Assignments

Standing—

Appropriations on Natural and Economic Resources (Chairman)

Local Government and Regional Affairs II (Vice—Chairman)

Agriculture—Appropriations—Base Budget—Education—Human

Resources—Natural and Economic Resources and Wildlife—

Pensions and Retirement—Transportation

Conference—

H 2641 198, 210.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1654, 1850, 1851, 1852.

Co-Sponsor 1562, 1580, 1591, 1592,
1594, 1596, 1646, 1822, 1866.

BASTARDY [G.S. 49]—see Child Welfare**BATTERED SPOUSE**—see Married Persons (Domestic Violence)**BEACH**—see Natural and Economic Resources**BEACH PLAN**—see Insurance**BEAR HUNTING**—see Natural and Economic Resources (Wildlife)**BEAUFORT COUNTY**—District 1—Senator Marc Basnight

District 9—Senator Thomas F. Taft

Community Service Projects—2

S 1855 (Appr Com/see S 1840—Ch. 1094) 95.

Construction Project Funds

S 1852 (Appr Com) 94.

Local Projects Appropriations

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Public Safety Project Funds—1

S 1854 (Appr Com/see S 1840—Ch. 1094) 94.

Public Service Project Funds—1

S 1850 (Appr Com/see S 1840—Ch. 1094) 94.

Washington City School Vacancies

H 2168 (Ch. 982) 34, 121, 143, 147.

Washington Swimming Pool Funds

S 1822 (Appr Com) 80.

Watercraft Center Funds

S 1667 (Appr Com) 40.

BEER/WINE—see Alcoholic Beverage Control; Individual County**B.E.P.** (Basic Education Plan)—see Education**BERTIE COUNTY**—District 1—Senator Marc Basnight

District 2—Senator J. J. Harrington

ABC Boards

H 2204 (Ch. 888) 34, 47, 58, 67.

Bertie High School Chorus Funds

S 1693 (Appr Com/see S 1840—Ch. 1094) 53.

BERTIE COUNTY (continued)

County Office Building

S 1614 (H—Loc Gov I Com) 21, 32, 45.

H 2330 (Ch. 924) 70, 92, 110, 119.

Eastern Human Services Funds

S 1726 (Appr Com/see S 1840—Ch. 1094) 60.

Local Projects Appropriations

(Alphabetical Listing on File in Legislative Library)

S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Public Service Project Funds—1

S 1850 (Appr Com/see S 1840—Ch. 1094) 94.

Roanoke—Chowan Education Funds

S 1654 (Appr Com) 33.

Safety Funds

S 1700 (Appr Com/see S 1840—Ch. 1094) 54.

BIAS IN BUSINESS [G.S. 75B]**BICENTENNIAL CELEBRATIONS—see Celebrations/Festivals****BIDS**

Bid Limits Raised

S 1585 (Ch. 1108) 16, 51, 67, 75, 322, 324.

Forsyth Limit Raised

H 2342 (Ch. 927) 71, 92, 110, 119.

BIGAMY—see Married Persons**BILL DRAFTING—see General Assembly****BILLBOARDS—see Advertising; Transportation (Roads and Highways)****BILLS OF LADING [G.S. 21]****BINGO—see Criminal Law (Gambling)****BIOTECHNOLOGY CENTER BOARD OF DIRECTORS** 420.**BIRTH CONTROL—see Medicine; Social Services****BIRTH DEFECTS REGISTRY—see Public Health****BIRTH RELATED INJURY—see Medicine****BIRTH-RELATED NEUROLOGICAL****IMPAIRMENT STUDY COMMISSION** 420.**BLADEN COUNTY—District 18—Senator R. C. Soles, Jr.**

Commissioners Election

H 2333 (Ch. 926) 71, 91, 110, 119.

Cultural Projects Funds—2

S 1782 (Appr Com/see S 1840—Ch. 1094) 66.

East Arcadia Revitalization Funds

S 1780 (Appr Com/see S 1840—Ch. 1094) 65.

Elizabethtown Airport and Economic Development Commission

H 2882 (Ch. 913) 69, 91, 109, 118.

Local Projects Appropriations

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Public Safety Projects

S 1864 (Appr Com/see S 1840—Ch. 1094) 102.

BLIND, AID TO [G.S. 111]—see Handicapped (Visually Impaired)**BLOCK, Franklin L. (Frank)—Senator**

New Hanover,

Pender (part)—7th District

Absent With Leave 313.

Committee Assignments

Standing—

Manufacturing and Labor (Vice-Chairman)

BLOCK, Franklin L. (Frank)—Senator (continued)

Committee Assignments (continued)

Standing (continued)—

Agriculture—Appropriations—Appropriations on General
Government—Base Budget—Commerce—Judiciary IV—Natural
and Economic Resources and Wildlife—Veterans Affairs and
Senior Citizens

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1602,
1617, 1618, 1619, 1642, 1689, 1843, 1844, 1845.

Co-Sponsor ... 1561, 1580, 1591, 1592, 1594, 1646, 1677, 1710, 1730.

BLOCK GRANT FUNDS—see Local Government (CDBG)**BLUE RIDGE ABC PERMITS—see Alcoholic Beverage Control****BOARD OF GOVERNORS—see Higher Education (UNC)****BOARDS AND COMMISSIONS**

Appointments 416, 445.

Day-Care Commission Membership

H 243 (Ch. 896) 50, 73, 111.

Jobs and Growth Commission, Extended

H 859 (Ch. 1036—see also Ch. 886) 176, 177, 179, 422.

Legislative Research Commission—see Studies

Local Government Pooled Project, N.C.

S 758 (Ch. 976) 95, 100, 116, 135, 146.

Racing Commission, N.C. [G.S. 16A]

Reports Received by Senate 412.

State Farm Commission Amendments

H 687 (reref J I Com) 27.

BOATS—see Natural and Economic Resources**BOLL WEEVIL CONTROL—see Agriculture (Cotton)****BONDS [G.S. 109]—see also Criminal Procedure**

Bail—see Criminal Procedure (Bail Bond)

Blanket Bond/Elected Official

S 511 (H 785/Ch. 864)(Ch. 975) 82, 121, 145, 146.

Highway Facility Funds

S 1712 (H 2491)(Transp. Com) 55, 72, 185, 197, 604.

Issue Time Extended

H 657 (S 463)(Ch. 1027) 111, 129, 138, 173.

Local Government Pooled Project, N.C.

S 758 (Ch. 976) 95, 100, 116, 135, 146.

Parking Garage Bonds

H 2427 (Ch. 1048) 114, 136, 167, 172, 184, 186.

Performance Bond Alternative/Guilford

H 2338 (Ch. 1010) 113, 120, 140, 149, 155.

Revenue Bonds for Federal Facilities

S 758 (Ch. 976) 95, 100, 116, 135, 146.

Winston-Salem Contract Bonds

H 2203 (Ch. 949) 82, 89, 103, 122, 137.

BOXING ROUND SCORING—see Criminal Law (Gambling)**BOY SCOUTS—see Child Welfare****BOYS CLUBS—see Child Welfare****BOUNDARIES [G.S. 38]—see State Government; Individual County****BRAILLE TEXTBOOKS—see Education; Handicapped (Visually Impaired)****BREAKING AND ENTERING—see Criminal Law (Felony)****BREATHALYZER—see Alcoholic Beverages Control****BRIBERY—see Criminal Law****BRIDGES—see Transportation**

BRUNSWICK COUNTY—District 18—Senator R. C. Soles, Jr.**Brunswick Assessments/Validation**

H 2211 (Ch. 984) 95, 113, 127, 141, 147.

Cultural Projects

S 1781 (Appr Com/see S 1840—Ch. 1094) 65.

Holden Beach**Occupancy Tax**

H 2295 (Ch. 963) 70, 90, 106, 125, 137.

Street Assessment Abeyance

H 2210 (Ch. 951) 69, 89, 104, 123, 137.

Structure Height Limits

H 2324 (Ch. 1019) 117, 121, 140, 160.

Underground Utilities

H 2228 (Ch. 954) 84, 90, 105, 124, 137.

Local Projects Appropriations

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

No-Wake Zone

H 2269 (Ch. 1045) 103, 169, 183, 186.

Public Safety Projects

S 1864 (Appr Com/see S 1840—Ch. 1094) 102.

Road Assessments

H 2336 (Ch. 1046) 161, 170, 183, 186.

Sandy Creek Incorporated

H 2270 (Ch. 1007) 103, 120, 139, 148, 155.

Sunset Beach**Occupancy/Tourism Tax**

H 2229 (Ch. 956) 69, 90, 105, 124, 137.

Underground Utilities

H 2228 (Ch. 954) 84, 90, 105, 124, 137.

Varnamtown Incorporated

H 2212 (Ch. 1003) 95, 120, 139, 148, 155.

BRYAN, DENNIS WATSON—Adjourned in Memory 88.**BRYAN, Howard F.—Senator**

Alexander, Catawba,

Iredell, Yadkin—26th District

Absent With Leave 10.

Adjournment Motion—Second 159.

Committee Assignments**Standing—**Agriculture—Election Laws—Finance—Human Resources—Local
Government and Regional Affairs II—Pensions and Retirement—

Transportation

Conference—

H 2489 321, 324.

Bills and Resolutions—(Senate Bill Numbers)**Primary Sponsor** 1595, 1607, 1623, 1624, 1697.**Co—Sponsor** 1580, 1594, 1609, 1866.**BUDGET—see Appropriations (Budget)****BUILDING CODE INSPECTIONS—see Individual County****BUILDING CODES—see Local Government****BUILDINGS, STATE OFFICE—see State Buildings****BUNCOMBE COUNTY—District 28—Senator Robert S. Swain
Senator Dennis Winner****Asheville****Chamber Music Funds/Asheville**

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S 1840 (Ch. 1094) 93, 202, 204, 311.

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Swannanoa 4—H Camp Funds

S 1680 (H 2401)(Appr Com) 41.

BURIAL—see Cemeteries; Mortuary**BURKE COUNTY—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

Industrial Development

H 2172 (Ch. 1002) 29, 92, 108, 155.

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

BURNING—see Fire Protection**BUS—see Motor Vehicles; Utilities****BUSINESS—see Commerce****BUSINESS DEVELOPMENT CORPORATION [G.S. 53A]**

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CABARRUS COUNTY—District 22—Senator James C. Johnson, Jr.

Cabarrus Memorial Hospital Nursing Degrees

H 2196 (Ch. 947) 34, 92, 108, 128, 137.

Local Projects Appropriations

(Alphabetical Listing on File in Legislative Library)

S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Senior Center Funds

S 1688 (Appr Com/see S 1840—Ch. 1094) 42.

VFD Funds

S 1690 (Appr Com/see S 1840—Ch. 1094) 53.

CALDWELL COUNTY—District 27—Senator Donald R. Kincaid

Senator Daniel Reid Simpson

Caldwell Opportunities, Inc., Funds

S 1669 (Appr Com/see S 1840—Ch. 1094) 40.

Local Projects Appropriations

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H 2643 (Ch. 1085) 194, 208, 209.

Residential Services, Inc.

S 1673 (Appr Com/see S 1840—Ch. 1094) 40.

CAMA (Coastal Area Management Act)—see **Natural and Economic Resources****CAMDEN COUNTY—District 1—Senator Marc Basnight**

Bear Hunting

H 2254 (Ch. 955) 83, 111, 128, 137.

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

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CANDIDACY—see Election	
CAPE FEAR PILOTAGE COMMISSION—see Navigation	
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—see Corporations; Taxation	
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CAPITAL RESOURCE CORPORATION, N.C.—see Corporations	
CARDIOPULMONARY RESUSCITATION (CPR)—see Medicine	
CARE FACILITIES [G.S. 131D]—see Medicine (Long-Term Care)	
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CARETER COUNTY—District 3—Senator William H. Barker	
Cedar Point Incorporated	
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Historical Survey/Turner Street Funds	
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H 2643 (Ch. 1085)	194, 208, 209.
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H 280 (S 200/Ch. 375)(Ch. 979)	38, 57, 71, 146.
Pine Knoll Shores	
Sea Turtle Sanctuary	
H 2318 (Ch. 968)	83, 111, 129, 138.
Tree Regulation	
H 2317 (Ch. 921)	70, 92, 109, 119.
CASWELL COUNTY—District 21—Senator George B. Daniel	
Commissioner/School Board Elections	
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S 1770 (Appr Com/see S 1840—Ch. 1094)	64.
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S 1856 (Appr Com/see S 1840—Ch. 1094)	95.
CATAWBA COUNTY—District 26—Senator Austin M. Allran	
Senator Howard F. Bryan	
Dr. Quintas M. Little House	
S 1636 (Appr Com/see S 1840—Ch. 1094)	25.
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H 2174 (Ch. 1021)	69, 74, 85, 98, 160.
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Pretrial Release Funds

S 1634 (Appr Com/see S 1840-Ch. 1094) 25.

Rescue/Emergency Operations Base Funds

S 1637 (Appr Com/see S 1840-Ch. 1094) 26.

School Board Vacancies

S 1603 (Ch. 943) 18, 49, 72, 136.

Self-Risk Insurance Program

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District 6—Senator R. L. Martin

District 10—Senator James E. Ezzell, Jr.

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S 1693 (Appr Com/see S 1840—Ch. 1094) 53.

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S 1630 (Appr Com) 23.

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S 1775 (Appr Com) 65.

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S 1784 (Appr Com/see S 1840—Ch. 1094) 66.

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H 858 (Ch. 1028) 39, 52, 68, 99, 115, 173.

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S 1770 (Appr Com/see S 1840—Ch. 1094) 64.

Ambulance Request Offenses/Washington

H 2253 (Ch. 910) 69, 92, 109, 118.

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S 1637 (Appr Com/see S 1840—Ch. 1094) 26.

Disaster Relief Vehicle Permanent Plates

H 1273 (Ch. 885) 25, 30, 36, 39, 58, 67.

Firemen—see Fire Protection**Medical Services Advisory Council** 425.**Rescue Squad****Equipment Matching Funds**

H 300 (Ch. 1062) 37, 166, 172, 183, 205.

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S 1732 (H 2469)(Appr Com/see S 1840—Ch. 1094) 61.

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S 109 (Ch. 1099) 199, 316, 323.

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H 546 (S 156)(Ch. 999) 59, 96, 115, 155.

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H 546 (Ch. 999) 59, 96, 115, 155.

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Health and Environment Department Created

S 1577 (Appr Com) 13.

Impact Fees/Rolesville

S 1576 (Ch. 996) 13, 24, 29, 35, 155.

Little River Reservoir Assessment/Engineering

S 1625 (H 2387)(Appr Com) 22.

ENVIRONMENTAL MANAGEMENT COMMISSION 426.**ENVIRONMENTAL REVIEW COMMISSION** 426.**EQUALIZATION BOARD**—see Taxation**EQUITABLE DISTRIBUTION**—see Married Persons (Divorce)**ERRATA** 604.**ESCHEATS** [G.S. 116B]—see also Estates**ESTATES** [G.S. 41]

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S 1643 (Res. 39—see S 1853) 26, 68, 76.

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H 2369 (Ch. 1031) 96, 121, 135, 150, 154, 157, 158, 173.

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S 1853 (Ch. 1077) 94, 121, 132, 208, 209.

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EZZELL, Jr., James E. (Jim)—Senator Edgecombe (part), Halifax (part),
 Nash, Warren (part), Wilson (part)—10th District

Committee Assignments**Standing—**

Local Government and Regional Affairs I (Chairman)
 Election Laws (Vice-Chairman)
 Agriculture—Appropriations—Appropriations on Human
 Resources—Base Budget—Human Resources—Judiciary I—State
 Government

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor	1643, 1695, 1789, 1790, 1806, 1853.
Co-Sponsor	1594, 1646, 1710.

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FACILITY FEES—see Construction; Taxation (Fees)**FAIR (Fair Access to Insurance Requirements)—see Insurance****FAIR HOUSING [G.S. 41A]—see Housing****FAIR SENTENCING—see Criminal Law****FAIRGROUNDS—see Agriculture****FAKE LICENSE—see Motor Vehicles (License, Operator)****FAMILY—see Child Welfare; Married Persons****FAMILY PLANNING**

—see Child Welfare; Married Persons; Public Health

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FARM—see Agriculture

FARMER'S MARKET—see Agriculture

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S 758 (Ch. 976) 95, 100, 116, 135, 146.

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Drivers License/Class A, B Increase

S 1674 (J I Com) 40.

H 2489 (Ch. 1112) 191, 207, 309,
310, 311, 321, 324, 326, 329.

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FENCES AND STOCK [G.S. 68]

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FERTILIZER—see Agriculture

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S 1781 (Appr Com/see S 1840—Ch. 1094) 65.

Festival by the Sea

Fourth of July

Oyster

Strawberry Festival

Watermelon Festival

Yam Festival

FIDUCIARY [G.S. 32]—see Trusts

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FINANCIAL GUARANTY—see Insurance

FINANCIAL INSTITUTIONS—see Banks

FINANCIAL PRIVACY [G.S. 53B]

FIRE PROTECTION [G.S. 69]

—see also Emergency Services; Individual County

Cabarrus/Mecklenburg VFD Funds

S 1690 (Appr Com/see S 1840—Ch. 1094) 53.

Cumberland Fire Protection Funds

S 1754 (Appr Com/see S 1840—Ch. 1094) 63.

Equipment Funds, Fire and Rescue

H 300 (Ch. 1062) 37, 166, 172, 183, 205.

Fire Commission, State 427.

Fire Marshals/Emergency Coordinator Death Benefit

H 2467 (Ch. 1050) 114, 170, 185, 186.

Grassy Creek Fire/Rescue Funds

S 1672 (Appr Com/see S 1840—Ch. 1094) 40.

Local Projects

S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

Mecklenburg Fire/Rescue

S 1757 (Appr Com) 63.

Public Safety Projects—see also Individual County

6th Senate District

S 1860 (Appr Com/see S 1840—Ch. 1094) 102.

18th Senate District Funds

S 1864 (Appr Com/see S 1840—Ch. 1094) 102.

Wayne/Greene Public Safety Funds

S 1831 (Appr Com/see S 1840—Ch. 1094) 81.

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S 1850 (Appr Com/see S 1840-Ch. 1094) 94.

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Retired Volunteers Duties

S 109 (Ch. 1099) 199, 316, 323.

Santeetlah Center/Fire Funds

S 1846 (Appr Com/see S 1840-Ch. 1094) 94.

Stony Point VFD Funds

S 1697 (Appr Com/see S 1840-Ch. 1094) 54.

Wake Fire Districts

H 2240 (Ch. 959) 83, 91, 105, 124, 137.

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Jones County Official Flag

H 2298 (Ch. 917) 70, 91, 109, 118.

FLORENCE CRITTENTON—see **Human Resources (Pregnancy)****FLEA MARKET**—see **Agriculture; Taxation (Privilege; Sales)****FOOD**—see **Agriculture****FOOD STAMP**—see **Human Resources****FOOD TAX**—see **Taxation (Sales and Use)****FORECLOSURE**—see **Mortgages; Taxation (Real Estate)****FOREIGN SALES**—see **Corporations; Taxation (Income)****FOREIGN TRADE ZONE [G.S. 55C]****FORESTERS [G.S. 89B]****FORESTRY**—see **Natural and Economic Resources****FORGERY**—see **Criminal Law****FORMULA, RETIREMENT**—see **Retirement****FORSYTH COUNTY**—District 19—Senator Robert G. Shaw

District 20—Senator Ted Kaplan

Senator Marvin Ward

Bid Limit Raised

H 2342 (Ch. 927) 71, 92, 110, 119.

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S 1703 (Appr Com/see S 1840-Ch. 1094) 54.

Election Notice/Winston-Salem

S 1581 (Ch. 940) 16, 33, 44, 136.

Human Resources Program Funds

S 1683 (Appr Com/see S 1840-Ch. 1094) 41.

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Private Sale/Crisis Control Ministry

H 2305 (Ch. 920) 70, 91, 109, 119.

Local Projects Appropriations

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S 1840 (Ch. 1094) 93, 202, 204, 311.

H 2643 (Ch. 1085) 194, 208, 209.

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HOMEOWNERS ASSOCIATION—see Insurance; Taxation (Property)**HOSPICE—see Appropriations (Local Projects Omnibus)****HOSPITALS—see Medicine; Studies (Other)****HOSPITALS COMMISSION, SURVIVAL OF PUBLIC** 429.**HOTEL AND RESTAURANT [G.S. 72]****HOUSE OF REPRESENTATIVES—see General Assembly****HOUSING—see also Individual County**

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Risk Pool Tarboro Eligible

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Indian Housing Authority

S 744 (Ch. 1014) 160.

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Bingo License Issuance

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Current Operations, Additional Funds 1988-89

H 781 (Ch. 1101) 313, 323.

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Forsyth Program Funds

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Florence Crittenton Home Funds

S 1658 (Appr Com) 34.

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S 1720 (Appr Com) 60, 87.

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Charlotte Human Service Projects Funds

S 1756 (Appr Com/see S 1840—Ch. 1094) 63.

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S 1714 (Appr Com/see S 1840—Ch. 1094) 55.

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S 1728 (Appr Com/see S 1840—Ch. 1094) 61.

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HUMAN SERVICES PROJECTS—see Human Resources**HUMAN TISSUE ADVISORY COUNCIL** 430.**HUNT, Ralph A.—Senator** **Durham, Granville,**
Person, Orange (part)—13th District

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Standing—

Pensions and Retirement (Chairman)
 Local Government and Regional Affairs I (Vice-Chairman)
 Appropriations—Appropriations on General Government—Base
 Budget—Education—Election Laws—Higher Education—
 Manufacturing and Labor—Transportation

Conference—

H 288 175, 319.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1687, 1705, 1706, 1707.

Co-Sponsor 1585, 1594, 1646, 1708, 1772.

HUNT, Wanda M.—Senator **Chatham, Moore,**
Randolph, Orange (part)—16th District

Committee Assignments

Standing—

Local Government and Regional Affairs II (Chairman)
 Veterans Affairs and Senior Citizens (Vice-Chairman)
 Appropriations—Appropriations on Natural and Economic
 Resources—Base Budget—Education—Finance—Human
 Resources—Judiciary II—Rules and Operation of the Senate—
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Conference—

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Co—Sponsor	1559, 1571, 1580, 1594, 1646, 1677, 1712, 1772, 1788, 1809, 1861.

HUNTER SAFETY/WILDLIFE STUDY 452.**HUNTING**—see **Natural and Economic Resources (Wildlife)****HURRICANES [G.S. 104B]**

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INDUSTRIAL DEVELOPMENT—see **Economic Development****INDUSTRIAL FINANCE [G.S. 159C; 159D]****INFORMATION PROCESSING NEEDS AND****COST STUDY COMMISSION, STATE** 430.**INGRESS/EGRESS**—see **TRANSPORTATION (Roads and Highways)****INHERITANCE**—see **Estates; Taxation****IN-HOME SERVICES**—see **Aged****INITIATIVE AND REFERENDUM**—see **Constitution, North Carolina****INMATE**—see **Prison****INSTALLMENT SALES [G.S. 25A]**—see **Commerce and Business**

INSTITUTIONAL FUNDS [G.S. 36B]**INSULATION—see Energy****INSURANCE [G.S. 58]**

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Actuarial Notes Requirement

S 1620 (Ch. 1091) 22, 167, 174, 311.

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Health Care

Health Insurance Trust Commission, North Carolina 428.

Liability

Firearm Products Liability Lawsuit

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Public Officers/Employees Commission 431.

Major Medical Plan—see **State Personnel**;

—see under this heading (Comprehensive)

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S 511 (H 785/Ch. 864)(Ch. 975) 82, 121, 145, 146.

Self-Risk Program, Local

H 579 (Ch. 980) 120, 140, 147.

State Employee—see **State Personnel**

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INTERLOCUTORY APPEAL—see Criminal Procedure**INTERNAL IMPROVEMENT [G.S. 124]****INTERNATIONAL TRADE STUDY** 457.**INTERNSHIP COUNCIL, NORTH CAROLINA** 431.**INTERROGATORIES—see Civil Procedure****INTERSTATE BANKING STUDY** 452.**INTERSTATE COOPERATION COUNCIL, N.C.** 431.**INTESTATE [G.S. 29]—see Estates****INTOXICATION**—see **Alcoholic Beverage Control; Criminal Law; Motor Vehicles****INVENTORY TAX—see Taxation (Property)****INVESTMENT ADVISORS [G.S. 78C]—see Securities****INVESTMENT AUTHORITY OF STATE TREASURER**—see **State Officers (Treasurer)****INVOLUNTARY COMMITMENT—see Mental Health****INVOLUNTARY SERVITUDE—see Criminal Law****IRC (Internal Revenue Code)—see Taxation****IREDELL COUNTY—District 26—Senator Austin M. Allran**

Senator Howard F. Bryan

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JACKSON COUNTY—District 29—Senator Charles W. Hipps

Senator R. P. Thomas

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Cabarrus, Mecklenburg

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Committee Assignments

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Veterans Affairs and Senior Citizens

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Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1688, 1690, 1862.

Co-Sponsor 1594, 1609, 1710.

JOHNSON, Joseph E. (Joe)—Senator

Harnett, Lee,

Wake (part)—14th District

Absent With Leave 10.

Committee Assignments

Standing—

Judiciary II (Chairman)

Insurance (Vice-Chairman)

State Government (Vice-Chairman)

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JOHNSON, Joseph E. (Joe)—Senator (continued)

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Primary Sponsor	1631, 1715, 1735, 1736, 1737, 1738.
Co-Sponsor	1594, 1646, 1710, 1772.

JOHNSTON COUNTY—District 15—Senator Robert D. Warren

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Judicial Conforming Amendments-1

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Superior Court Judge Added District 16B

S 1652 (Appr Com) 29, 38.

Superior Court Judges Election/Terms Study 457.

Judicial Conforming Amendments-2

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S 1567 (Ch. 1042) 12, 32, 44, 186.

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Juvenile Law Study Commission 431.

Onslow Juvenile Restitution Program

S 1752 (Appr Com/see S 1840-Ch. 1094) 63.

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S 1661 (Appr Com) 34, 48.

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317, 320, 322, 325, 326, 329.

Personnel Act Exemption

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Robeson County/District 16B Established

S 1650 (Appr Com) 29, 38.

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S 257 (H 1217)(Ch. 1100) 316, 323, 416, 445.

JUDICIAL SELECTION STUDY COMMISSION 431.**JUNKED VEHICLE—see Motor Vehicle****JURORS [G.S. 9]—see Judicial Department****JURY—see Judicial Department****JUSTICE ACADEMY [G.S. 17D]****JUSTICE DEPARTMENT [G.S. 114]****JUVENILE—see Child Welfare; Judicial****JUVENILE LAW STUDY COMMISSION** 431.

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KAPLAN, Ian Theodore(Ted)—Senator

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Primary Sponsor 1561, 1678, 1679, 1683, 1730.

Co-Sponsor 1581, 1638, 1639, 1640, 1664, 1681, 1703.

KINCAID, Donald R.—Senator

Avery, Burke, Caldwell, Mitchell,

Wilkes—27th District

Adjournment Motion—Second 101.

Committee Assignments

Standing—

Insurance (Vice-Chairman)

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Resources and Wildlife—Rules and Operation of the Senate

Select—

Board of Community Colleges

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1577, 1669, 1670, 1671, 1672, 1673.

Co-Sponsor 1594, 1609, 1684, 1702, 1712.

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Highway Patrol Station Renovation Funds

S 1841 (H-Appr E Com) 93, 178, 184.

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Benefits Increased Study

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LEE COUNTY—District 14—Senator Joseph E. Johnson

Senator J. K. Sherron, Jr.

Senator William W. Staton

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S 1741 (Appr Com/see S 1840-Ch. 1094) 62.

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S 1739 (Appr Com/see S 1840-Ch. 1094) 62.

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S 1736 (Appr Com/see S 1840-Ch. 1094) 61.

S 1740 (Appr Com/see S 1840-Ch. 1094) 62.

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H 2643 (Ch. 1085) 194, 208, 209.

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LEGISLATORS/LEGISLATURE—see General Assembly**LENOIR COUNTY—District 5—Senator Harold W. Hardison**

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New Licensing Boards, Legislative Committee 435.

LIENS [G.S. 44; 44A]**LIEUTENANT GOVERNOR**—see **General Assembly** (Senate President); **State Officers**Appointments—see **Appointments** (Lieutenant Governor)**LIFE CARE**—see **Aged****LIFE CARE CENTERS**—see **Medicine** (Long-Term Care)**LIFE EXPERIENCES, INC.**—see **Handicapped****LIFEGUARDIANSHIP PROGRAM**—see **Mental Health****LIMITED CAMPAIGN EXPENSES**—see **Election** (Campaign)**LINCOLN COUNTY**—District 25—Senator Ollie Harris

Senator Marshall A. Rauch

Senator Helen Rhyne Marvin

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County**Brunswick Assessments Validation**

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Senator Russell G. Walker

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1586, 1594, 1620, 1646, 1664, 1798, 1799, 1800.

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Senator R. P. Thomas

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PRESIDENT PRO TEMPORE OF THE SENATE

—see Harrington, J. J.—Senator

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Majority Leader

Committee Assignments

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Economic Growth (Vice-Chairman)

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Co-Sponsor 1559, 1571, 1580, 1593, 1594, 1601,

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RANDLEMAN LAKE PROJECT JOINT**LEGISLATIVE COMMISSION** 438.**RANDOLPH COUNTY**—District 16—Senator Wanda Hunt

Senator Russell G. Walker

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Cleveland, Gaston,
Lincoln, Rutherford—25th District

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Veterans Affairs and Senior Citizens (Chairman)

Appropriations—Appropriations on Human Resources—

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Manufacturing and Labor

Select—

University Board of Governors

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Senator Aaron W. Plyler

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Senator A. P. Sands III

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Senator Robert V. Somers

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ROYALL, Jr., Kenneth C.—Senator

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Rules and Operation of the Senate (Vice-Chairman)

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Co-Sponsor 1594, 1639, 1640, 1664, 1699, 1704, 1772, 1857.

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Senator Marshall A. Rauch

Senator Helen Rhyne Marvin

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SANDS III, A.P. (Sandy)—Senator

Alleghany, Ashe, Rockingham,

Stokes, Surry, Watauga—24th District

Absent With Leave 59, 77.

Committee Assignments

Standing—

Judiciary III (Vice-Chairman)

Appropriations—Appropriations on General Government—Base

Budget—Local Government and Regional Affairs II—

Manufacturing and Labor—State Personnel—Transportation—

Veterans Affairs and Senior Citizens

Conference—

H 2489 321, 324.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1613, 1661, 1749, 1810, 1811, 1812.**Co-Sponsor** 1567, 1594, 1580, 1663, 1710, 1793, 1813.**SANITARIANS [G.S. 90A]—see Public Health****SANITARY DISTRICTS—see Public Health****SAT (SCHOLASTIC APTITUDE TEST)—see Education****SATELLITE JAIL—see Prison****SAVINGS AND LOAN [G.S. 54B]—see Banks****SBI (STATE BUREAU OF INVESTIGATION)—see Judicial Department (SBI)****SCHOLARSHIPS—see Higher Education; Education****SCHOOL BUS—see Motor Vehicles (School Bus)****SCHOOLS—see Education****SCIENCE AND MATH SCHOOL—see Higher Education (UNC)****SCIENCE AND TECHNOLOGY, NORTH CAROLINA BOARD** 439.**SCOTLAND COUNTY—District 17—Senator J. Richard Conder**

Senator Aaron W. Plyler

Human Service Program Funds

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—see Natural and Economic Resources;

Commerce and Business (Ports)

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201, 308, 310, 313, 315, 317.**SECURITY OFFICER—see Law Enforcement****SELF INSURANCE—see Insurance****SENATE—see General Assembly; Subject Matter****SENATE RESOLUTIONS—see Resolutions, Senate (Simple)****SENATORIAL DISTRICTS 3, 401.****SENIOR CITIZENS—see Aged****SENIOR GAMES FUNDS—see Aged****SENTENCING—see Criminal Procedure****SEPARATION OF POWERS—see State Officers****SEPTAGE—see Public Health (Water and Sewer)****SEPTIC TANKS—see Water and Sewer****SERGEANT-AT-ARMS 3.****SETOFF DEBT [G.S. 105A]****SEWER—see Water and Sewer Authority****SEXUAL OFFENSE**

—see Child Welfare; Criminal Law; Criminal Procedure

SEYMOUR, Mary P.—Senator

Guilford (part)—32nd District

Committee Assignments

Standing—

Alcoholic Beverage Control (Chairman)

Appropriations—Appropriations on General Government—Base

Budget—Commerce—Economic Growth—Election Laws—

Insurance—Judiciary I—State Government

Conference—

H 274 188, 189.

Vote Recorded—

H 331 155.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1639, 1640, 1653, 1663, 1686, 1709, 1768.

Co-Sponsor 1559, 1594, 1578, 1579, 1580, 1583, 1648,

1651, 1664, 1699, 1710, 1829, 1857, 1866.

SHADED VEHICLE WINDOW

—see Motor Vehicles (Window Darkening)

SHAKESPEARE FESTIVAL—see Arts (Drama)**SHALLOW LAND BURIAL BAN**

—see Public Health (Hazardous Waste)

SHAREHOLDER PROTECTION—see Corporations

SHAW, Robert G. (Bob)—Senator

Forsyth (part), Gullford (part)
—19th District

Adjournment Motion—Second 169.

Committee Assignments

Standing—

Agriculture—Children and Youth—Commerce—Finance—Local
Government and Regional Affairs I—Natural and Economic
Resources and Wildlife

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Primary Sponsor 1609, 1699, 1774, 1778, 1857.

Co-Sponsor 1748.

SHELLEY'S CASE RULE—see Estates

SHELLFISH—see Natural and Economic Resources (Fish)

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SHERIFF TRAINING [G.S. 17E]

Sheriffs' Education and Training Standards Commission 440.

SHERRON, Jr., J.K.—Senator Harnett, Lee, Wake (part)—14th District

Adjournment Motion—Second 191.

Committee Assignments

Standing—

State Personnel (Vice-Chairman)
Agriculture—Finance—Judiciary III—Local Government and
Regional Affairs I—Natural and Economic Resources and
Wildlife—Pensions and Retirement—Transportation—Veterans
Affairs and Senior Citizens

Vote Excused—

S 758 116.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1627, 1848, 1849.

Co-Sponsor 1594, 1748, 1772.

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SICK LEAVE—see Retirement (Teachers and State Employees)

SICKLE CELL DISEASE—see Medicine

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SIMPSON, Daniel Reid—Senator

Avery, Burke, Caldwell, Mitchell,
Wilkes—27th District

Absent With Leave 59.

Committee Assignments

Standing—

Appropriations—Appropriations on Education—Base
Budget—Education—Judiciary IV—Local Government and
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Wildlife—State Government—State Personnel

Conference—

S 663 152.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1674, 1675.

Co-Sponsor 1594, 1609, 1684, 1702, 1710, 1712, 1866.

SINE DIE ADJOURNMENT—see General Assembly

SINGLE-MEMBER DISTRICTS—see Elections

SITING CRITERIA—see Public Health (Hazardous Waste)

SKIER SAFETY [G.S. 99C]

SLAVERY—see Criminal Law

SLOT MACHINES—see Criminal Law

SMALL BUSINESS—see Commerce and Business

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SMALL CLAIMS—see Judicial Department**SMITH, Paul S.—Senator** Davidson, Davie, Rowan—23rd District

Minority Whip of the Senate

Absent With Leave 77, 88.

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Standing—

Commerce (Vice-Chairman)

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Human Resources—Base Budget—Economic Growth—Finance—
Higher Education—Human Resources—Insurance—Manufacturing
and Labor—Rules and Operation of the Senate—State
Government— Ways and Means

Select—

University Board of Governors

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 1599, 1600, 1712, 1713, 1727, 1838, 1863.

Co-Sponsor 1594, 1609.

SNOW DAY—see Education; Inclement Weather; State Personnel**SOCCER FIELDS—see Education (Extracurricular); Individual County****SOCIAL SECURITY—see Human Resources****SOCIAL SERVICES [G.S. 108A]**

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SOCIAL WORKER [G.S. 90B]**SOIL AND WATER DISTRICTS [G.S. 139]****SOIL CONSERVATION—see Public Health****SOLAR ENERGY—see Energy****SOLES, Jr., R.C.—Senator**Bladen, Brunswick, Columbus,
Cumberland(part)—18th District

Committee Assignments

Standing—

Judiciary IV (Chairman)

Commerce (Vice-Chairman)

Agriculture—Constitution—Finance—Insurance—Rules and

Operation of the Senate

Conference—

H 2389 180, 306.

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Primary Sponsor 1569, 1628, 1780, 1781, 1782, 1864.

Co-Sponsor 1580, 1591, 1592, 1594, 1642, 1710.

SOLID WASTE—see Water and Sewer

Management Study 456.

SOMERS, Robert Vance(Bob)—Senator

Davidson, Davie,

Rowan—23rd District

Absent With Leave 47, 59.

Adjournment Motion—Second 11, 14, 133.

Committee Assignments

Standing—

Finance—Higher Education—Judiciary III—Natural and
Economic Resources and Wildlife—Transportation—Veterans
Affairs and Senior Citizens

SOMERS, Robert Vance (Bob)—Senator (continued)

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor None.**Co-Sponsor** 1599, 1600, 1609, 1710, 1863.**SOUTH AFRICAN COMPANIES INVESTMENT**—see **State Officers** (Treasurer)**SOUTHEAST COMPACT—see Public Health (Hazardous Waste)****SOUTHEASTERN RADIO READING SERVICE**—see **Handicapped** (Visually Impaired)**SOUTHERN GROWTH POLICIES BOARD** 440.**SOUTHERN STATES ENERGY BOARD** 440.**SPECIAL EDUCATION—see Education; Mental Health****SPEED, James D.—Senator** Franklin, Vance, Wake (part)—11th District

Adjournment Motion—Second sine die 329.

Committee Assignments

Standing—

Agriculture (Chairman)

Veterans Affairs and Senior Citizens (Vice-Chairman)

Appropriations—Appropriations on Natural and Economic

Resources—Children and Youth—Education—Finance—Pensions

and Retirement—Transportation

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor .. 1574, 1575, 1576, 1625, 1632, 1787, 1816, 1817.**Co-Sponsor** 1559, 1573, 1580, 1594.**"SPEEDY TRIAL"—see Criminal Procedure****SPORTS**Athletic Funds—see **Education** (Extracurricular); **Individual County**

Investment Advisers Regulated

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308, 310, 313, 315, 317.

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Senator Aaron W. Plyler

Airport Authority Expanded

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Albemarle

District Elections

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Economic Development Commission

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S 1792 (Appr Com/see S 1840—Ch. 1094) 77.

Local Projects Appropriations

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H 2643 (Ch. 1085) 194, 208, 209.

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Sylvia Fink
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